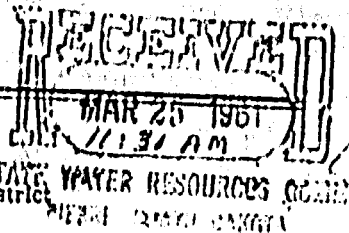


- 666-2
1. Considered 9-13-1911
 2. Name of Applicant Stearns Bloom
 3. Post Office Address Farmington, Idaho
 4. Amount of water claimed 4.57
 5. Source of water supply any stream
 6. Water to be used for irrigation
Acres to be irrigated 181.0
 7. Water to be diverted and used in Farmington County about
13.5 miles of Farmington
 8. Proof of Publication Received 12
Not Received
 9. Application Approved
Subject to
Not Approved
Action deferred
 10. Remarks:

[Handwritten signature]

No. 1666-2



Water Division No. 2 EAST CHEYENNE RIVER
(Blanks to be Filled by the Engineer for the W. R. C.)

STATE WATER RESOURCES BOARD
SOUTH DAKOTA

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

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

1. Name of applicant LESTER CLARK 6-1-76
Postoffice address Brookings, S. D. County Pennington State So. 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)

Contract and direct labor

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

2. Name of diversion work Herman Bloom Irrigation No. 1

3. Amount of water claimed 2.57 cubic feet per second

4. Source of water supply dry draw

5. Location of point of diversion S. 16th 0' E 38 rods NW 1/4 Sec. 12; N 23° 0' E, 35.5 rods N 83° 30' E 15 rods SW 1/4 on left bank Pennington County.
township 2 S; range 12 E

6. Annual period or periods during which water is to be used through out year when runoff occurs

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? gravity

(a) Number of acres to be irrigated 181.0 acres.

(b) Legal subdivisions to be irrigated see attached sheet

(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:

(a) Nature of use
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

MAP NO 594-2

All land described is owned by Herman Bloom

AREA	LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
1	SW ¹ , SW ¹	1	2 S	12 E	30.0
2	SE ¹ , SW ¹	1	2 S	12 E	26.0
3	SW ¹ , SE ¹	1	2 S	12 E	26.4
4	NW ¹ , NW ¹	1	2 S	12 E	2.0
5	SE ¹	1	2 S	12 E	2.0
6	SE ¹ , SE ¹	1	2 S	12 E	22.0
7	SW ¹ , SW ¹	6	2 S	12 E	25.2
8	NW ¹ , SW ¹	6	2 S	12 E	5.3
9	SE ¹ , SW ¹	6	2 S	12 E	5.5
10	NE ¹ , SW ¹	6	2 S	12 E	35.5
11	NW ¹ , SE ¹	6	2 S	12 E	13.1
12	NW ¹ , NW ¹	12	2 S	12 E	5.0
Total					181.0

8. Estimated cost of work:

(a) Head Gates, \$..... (b) Pumping plant, \$.....
 (c) Fluming, \$..... (d) Canal-earth, \$..... Rock, \$.....
 (e) Other structures inroad dam and ditches \$..... Total, \$.....

9. Description of diversion works:

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

Earth ditches and ditches

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 filledacre 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.....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 years.

X 12. Choice of newspaper for publication of notice of intention to appropriate

Hall Current - Hall S.D.

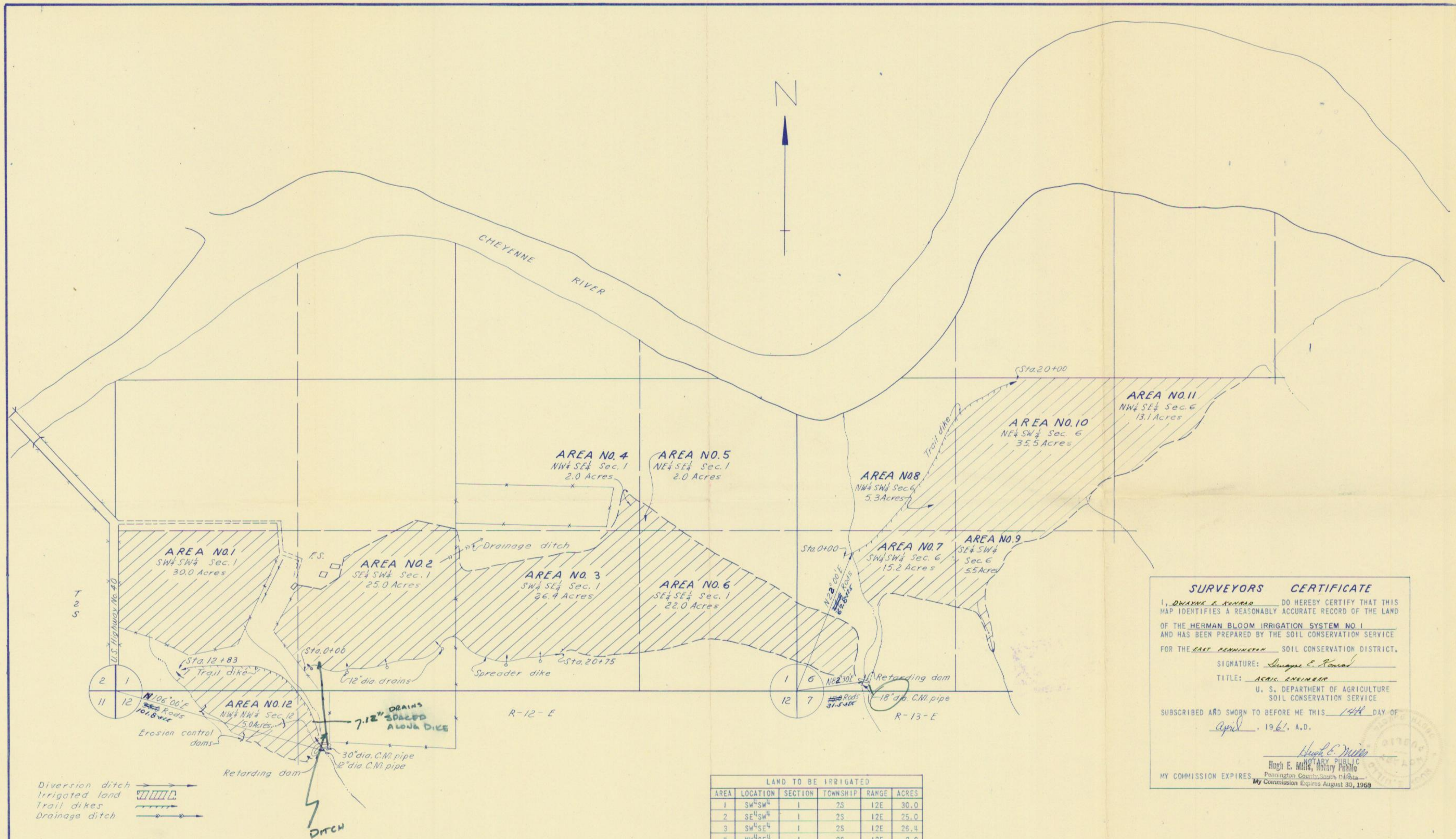
STATE OF SOUTH DAKOTA

County of Pennington

I, Herman S. Bloom, 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 Herman S. BloomSubscribed and sworn to before me this 53 day of March 1961M. C. Cohen
Notary Public (or other qualified officer.)

*Each diversion must have a head gate or measuring device.



SURVEYORS CERTIFICATE

I, DWAYNE E. KUNRAD DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE HERMAN BLOOM IRRIGATION SYSTEM NO. 1 AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE SALT PENNINGTON SOIL CONSERVATION DISTRICT.

SIGNATURE: Wayne E. Kunrad
 TITLE: ASST. ENGINEER
 U. S. DEPARTMENT OF AGRICULTURE
 SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 14th DAY OF April, 1961, A.D.

Hugh E. Mills
 Notary Public
 Pennington County, South Dakota
 My Commission Expires August 30, 1968

MY COMMISSION EXPIRES _____

LAND TO BE IRRIGATED					
AREA	LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
1	SW $\frac{1}{4}$ SW $\frac{1}{4}$	1	2S	12E	30.0
2	SE $\frac{1}{4}$ SW $\frac{1}{4}$	1	2S	12E	25.0
3	SW $\frac{1}{4}$ SE $\frac{1}{4}$	1	2S	12E	26.4
4	NW $\frac{1}{4}$ SE $\frac{1}{4}$	1	2S	12E	2.0
5	NE $\frac{1}{4}$ SE $\frac{1}{4}$	1	2S	12E	2.0
6	SE $\frac{1}{4}$ SE $\frac{1}{4}$	1	2S	12E	22.0
7	SW $\frac{1}{4}$ SW $\frac{1}{4}$	6	2S	13E	15.2
8	NW $\frac{1}{4}$ SW $\frac{1}{4}$	6	2S	13E	5.3
9	SE $\frac{1}{4}$ SW $\frac{1}{4}$	6	2S	13E	5.5
10	NE $\frac{1}{4}$ SW $\frac{1}{4}$	6	2S	13E	35.5
11	NW $\frac{1}{4}$ SE $\frac{1}{4}$	6	2S	13E	13.1
12	NW $\frac{1}{4}$ NW $\frac{1}{4}$	12	2S	12E	5.0
TOTAL					187.0

All land described is owned by Herman Bloom.

Scale: 1" = 400'

HERMAN BLOOM IRRIGATION SYSTEM NO. 1

Pennington County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
 SOIL CONSERVATION SERVICE

Designed _____	Date _____	Approved by _____
Drawn _____		Title _____
Traced _____		Title _____
Checked _____	Sheet _____	Drawing No. _____
	4 of 1	

MAP NO 594-2 (APPL NO 666-2)

Remarks by State Water Resources Commission:

Diversions of water under this permit may not be made at the same time pumping from the Cheyenne river under permit 387-2, on lands covered by both permits.

STATE OF SOUTH DAKOTA
County of Hughes ss.

Pierre, South Dakota, September 15, 1961

This is to certify that the foregoing application was received by the Commission at 10:30 o'clock a.m. upon the 25th day of March, 1961.

State Water Resources Commission

By:

Durston Jones
Chief Engineer, Executive Officer

Number of permit 1626-2

Date of first receipt of application March 25, 1961

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 March 25, 1961

Approved September 13, 1961, Recorded in Book 6 Page 329

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

March 13, 1963

2nd. The whole of said work is to be completed on or before September 13, 1964

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

September 13, 1967

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 2.57 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works nor the last 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-seventie (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 September 13, 1967; said water to be used during the following described annual period:

Whenever runoff waters are available

Witness my hand this 15th day of September, 1961.

State Water Resources Commission

By:

J. J. Jones
Chief Engineer, Executive Officer

Certificate of Construction Issued July 1, 1970

Water License Issued July 1, 1970

WATER LICENSE NO. 666-2

(1) WHEREAS, On the 25th day of March A. D. 1961

Herbert Bloom

made Water Right Application No. 666-2 for a permit to use 2.57 cubic feet per second of the waters of dry draws

County of Pennington, State of South Dakota, for Irrigation

purposes; and
(2) WHEREAS, On the 15th day of September A. D. 1961

Permit No. 666-2, with a date of priority of March 25, 1961

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 13th day of September A. D. 1964 and for the application to beneficial use of said water on or before the 13th day of September A. D. 1967

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 2.57 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 irrigation of the following land:

T7S, R12E, Section 1	SW $\frac{1}{4}$ SW $\frac{1}{4}$	30.0 acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	25.0 acres
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	2.0 acres
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.0 acres
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	26.4 acres
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	22.0 acres
Section 12	NW $\frac{1}{4}$ NW $\frac{1}{4}$	5.0 acres
T7S, R13E Section 6	NW $\frac{1}{4}$ SE $\frac{1}{4}$	5.3 acres
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	35.5 acres
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	13.1 acres
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	15.2 acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	5.5 acres
	Total	167.0 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 Herman Bloom

_____ of Paris, South Dakota

the holder _____ and owner _____ of said permit No. 666-2 a water right, dating from March 25, 1961

_____ to use of 2.57 cubic feet per second of the waters of dry draws

in the County of Pennington and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at points S. 106° East, 101.8 rods from the NW Corner,

N. 22° East, 57.8 rods and N. 87° 30' East, 31.5 rods from the SW Corner, Section 12, T2S, R12E

and conduct to and upon portions of Sections 1 and 12, T2S, R12E and Section 6, T1S, R13E,
described on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 666-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 1st day of July A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. CRILES

Form 15.

Permit No. 666-2

Water Diversion No. 2 EAST CHEYENNE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Lermen Bloom

_____ the holder _____ of
Permit No. 666-2, issued upon Application No. 666-2, bearing date of priority of March 25, 1961 authorizing the diversion of 2.57 cu. ft. per second of the waters of dry draws _____ County of Pennington, State of South Dakota at points S. 106° East, 101.8 rods from the NW Corner, and N. 22° East, 67.8 rods and N. 82° 30' East, 31.5 rods from the SW Corner, Section 12, T2S, R12E _____, 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 up to 20 cu. ft. per second of water

Date July 1, 1970

WATER RESOURCES COMMISSION

By:

B.W. GRIMES, Executive Officer

on or before August 17, 1961
(First Publication)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., August 9, 1961

Notice is hereby given that Herman Bloom whose postoffice address is Farmingdale 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 2.57 cubic feet of water per second of time from the dry draws through the Bloom Irrigation Project #1, the point of diversion of which is to be located on the both between a point in the NE 1/4 NW 1/4, Section 12, T 2S, R 12E; and a point bank of said stream/in the SW 1/4 of the SE 1/4 of Section 6 portions of Twp. 2S Range 13E. Said water to be used for the purpose of providing irrigation on the following described land:

S 1/2 SW 1/4 and SE 1/4, Section 1; NE 1/4 NW 1/4, Section 12, T 2S, R 12E; SW 1/4 and NW 1/4 SE 1/4, T 2S, R 13E

~~XXXXX~~ ~~XXXXXXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 13th day of September, 1961, at 2 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.

CC: R. F. Lewis, Publisher
Wall Courant
Wall, S. Dak.

State Water Resources Commission

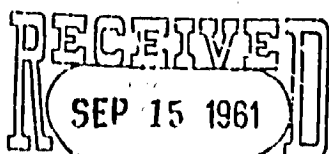
By:

~~XXXXXXXXXXXXXXXXXXXX~~
BURTON F. JONES
Water Right Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Pierre } ss.H. H. Lewis being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the -----

Burr Co. Current a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in theCity of Wall County ofPierre and State of South Dakota; that the said notice was published in said newspaper on the following dates:Aug 17, 24, 31 Sept 7, 1961in each and every issue of the full number thereof, the first publication being made on the 17th day of Aug 1961 and the last publication, on the 17th day of Sept 1961, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was ----- the printer and publisher of the said newspaper.STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTANo. 556-2
APPROPRIATION OF WATEROffice of State Water
Resources Commission
Pierre, South Dakota
August 9, 1961

Notice is hereby given that Herman Bloom whose postoffice address is Farmingdale, 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 2.57 cubic feet of water per second of time from dry draws through the Bloom Irrigation Project No. 1, the point of diversion of which is to be located on both banks of said stream; between a point in the NW 1/4 NW 1/4, Section 12, T 2S, R 12E; and a point in the SW 1/4 of the SW 1/4 of Section 6 Twp. 2S, Range 13E. Said water ing irrigation on portions of the following described land:

S 1/2 SW 1/4 and SE 1/4, Section 1; NW 1/4 NW 1/4 Section 12, T. 2S, R12E; SW 1/4 and NW 1/4 SE 1/4 T 2S, R13E.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 13th day of September, 1961, at 2 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: Burton F. Jones,

Water Right Specialist

CC: R. F. Lewis, Publisher

Wall Courant

Wall, South Dakota

Pub. Aug. 17, 24, 31 & Sept 7

Subscribed and sworn to before me this 14th day of Sept A. D. 1961Notary Public Pierre County, S. D.

Permit No. 666-2Water Division 2 EAST CHEYENNE RIVER Water DistrictREPORT 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 HERMAN BLOOM of FARMINGDALE holder of Permit No. 666-2, bearing date of priority of MARCH 25, 1961 authorizing the diversion of 257 cu. ft. per second of the waters of DRY DRAWS for IRRIGATION purposes, in PENNINGTON 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:

TWO SMALL DIVERSION DAMS

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

DITCHES & DIKES

C. Works used to apply water to beneficial use.

SMALL SPREADER DIKES DIVERT WATER TO BOTTOMS THAT ARE QUITE LEVELThe system is in the following condition: EXCELLENT

The point of diversion is located: S 106° E, 101.8 RODS FROM NW CORNER AND N 22° E 67.8 RODS, & N 82° 30' E, 31.5 RODS FROM SW CORNER, SEC 12, T 25, R 12 E

The works are capable of diverting and conveying to the place of use UP TO 20 CFScu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows:

SECTION 11, T 25, R 12 E		SECTION 12, T 25, R 12 E	
SW ¹ SW ⁴	30.0 AC.	SW ¹ SE ⁴	26.4 AC.
SE ¹ SW ⁴	25.0 "	SE ¹ SE ⁴	22.0 "
NW ¹ SW ⁴	2.0 "	NW ¹ SE ⁴	19.1 "
NE ¹ SE ⁴	2.0 "	SW ¹ SW ⁴	15.2 "
		SE ¹ SW ⁴	2.5 "
		NW ¹ NW ⁴	5.0 AC.

comprising a total of 187 acres of land.

WARRANTY DEED

HERMAN BLOOM, a single person, Grantor, of Pennington County, State of South Dakota, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, grants, conveys and warrants to LESTER CLARK, Grantee, of Breckenridge, Texas, P. O., the following described real estate in the County of Pennington in the State of South Dakota:

Lots Eight (8), Nine (9) and Ten (10), of Section Three (3); Lots Three (3) through Six (6), both inclusive, and the Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section Nine (9); the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) and the Northwest Quarter (NW $\frac{1}{4}$) of Section Ten (10); that portion of Lot One (1) North of the Railroad Right of Way in Section Sixteen (16), all in Township Two South (T2S), Range Twelve East (R12E) of the Black Hills Meridian; Outlot C in the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-Two (32) in Township One South (T1S) of Range Twelve East (R12E) and Outlot G in Government Lot Four (4) of Section Four (4) and Outlot F in Government Lot One (1) of Section Five (5) in Township Two South (T2S) of Range Twelve East (R12E) of the Black Hills Meridian; Lots Nine (9) through Twelve (12), both inclusive, the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$), all in Section One (1); Lots Eight (8) through Ten (10), both inclusive, the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$), less Right of Way, all in Section Two (2); Lot Three (3), the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Eleven (11); the North Half of Section Twelve (12), all in Township Two South (T2S), Range Twelve East (R12E) of the Black Hills Meridian; Lots Nine (9), and Ten (10), the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) and the West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Six (6); the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$) and the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section Seven (7); Lot Seven (7) in Section Six (6) and Lot One (1) in Section Seven (7), all in Township Two South (T2S), Range Thirteen East (R13E) of the Black Hills Meridian, all in Pennington County, South Dakota, subject to easements, restrictions and covenants of record and prior reservations of oil, gas and mineral rights as of this date. All of the above described land contains 1740

TRANSFER FEE PAID \$1.00

43



Herman Bloom
HERMAN BLOOM

—

[Signature]
NOTARY PUBLIC

10

10

RECORDED
INDEXED

$$2 \cdot 3 = 2 \cdot 3$$

NOTICE OF TRANSFER OF WATER PERMIT

TO: WATER RIGHTS COMMISSION

State Office Building No. 2
Pierre, South Dakota 57501Date April 1, 1976

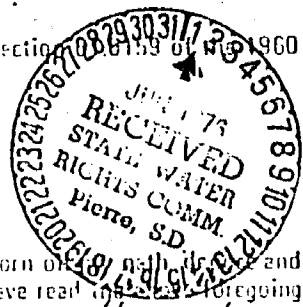
This is to notify you that title to the lands described as follows:

Portions of Section 1, T2S, R12E, and Section 6, T2S, R13E,
described in Water License No. 666-2.formerly owned by Herman Bloom a/k/a Herman G. Bloomhas been transferred to Lester Clarktogether with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 666-2 as provided for in Section 61.0127 of the 1960 Supplement to the South Dakota Code of 1939.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Resources Commission as evidence of the change of ownership.

WATER RIGHTS COMMISSION

A fee of one dollar is hereto attached to cover filing fees as required under Section 61.0127 of the 1960 Supplement to the South Dakota Code of 1939.

STATE OF SOUTH DAKOTA)
) ss.
County of Pennington)I, Lester Clark being first duly sworn on my oath and say: That my relation to the above described undertaking is that of Owner, that I have read the foregoing statement, and I know of my own personal knowledge that the information herein stated is true.(Signed) Lester Clark
(Signed) Lester ClarkSubscribed and sworn to before me this 1st day of April, 1976.

(Notary Public)

I, Herman Bloom a/k/a Herman G. Bloom, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of Seller to Lester Clark, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

(Signed) Herman Bloom a/k/a Herman
G. Bloom
Subscribed and sworn to before me this 1st day of April, 1976.

NOTARY PUBLIC

 **Department of
Water & Natural Resources**
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501
Water Rights Division
605 773-3352

October 13, 1982

Bryce Nelson
Cross Roads Realty
1920 W Main
Rapid City SD 57701

Dear Mr. Nelson:

As per our telephone conversation of October 12, 1982, enclosed please find copies of the Water Rights we have listed in the name of Lester Clark.

The amount of cubic feet per second (cfs) and acreage now authorized under each water rights is shown on the "Water License". I have circled these amounts on the first sec (Water Rights No. 387-2) to show you where on the License to locate them.

If you have any questions concerning any of this enclosed information, please contact this office.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ks

enclosures

NO.

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: OCT 14, 1982

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

See Attachment "A"

formerly owned by Lester Clark

has been transferred to SMS Ranch Co., Inc.

together with any rights to the beneficial use of water thereon as evidenced by
Water Right Permit No. 666-2 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 Office 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.

STATE OF TEXAS)
~~SOUTH DAKOTA~~) ss.
County of Dallas)

I, EUGENE C. SWENSON 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 infor-
mation herein stated is true.

* I AM THE PRESIDENT OF SMS RANCH CO., INC.
AND THAT THE RELATION OF SAID CORPORATION

Eugene C. Swenson
(Signed)
EUGENE C. SWENSON
ITS PRESIDENT

Subscribed and sworn to before me this 14th Day of October, 1982.

Kim Olwin
(Notary Public) 2-13-85

I, Lester Clark, being first duly sworn on my oath depose and state:
That my relation to the above described undertaking is that of Seller
to SMS Ranch, Inc., Texas Corporation, that I have read the above fore-
going statement, and I know of my own personal knowledge that the infor-
mation herein stated is true.

Lester Clark
Lester Clark

Subscribed and sworn to before me this 14th day of October, 1982.

Kim Olwin
(Notary Public) 2-13-85

Description of land in relation to Water Right Permit No. 666-2

ATTACHMENT "A"

Land in Pennington County, State of South Dakota:

T2S, R12E, Section 1	SW $\frac{1}{4}$ SW $\frac{1}{4}$	30.0 acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	25.0 "
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	2.0 "
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.0 "
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	26.4 "
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	22.0 "
Section 12	NW $\frac{1}{4}$ NW $\frac{1}{4}$	5.0 "
T2S, R13E Section 6	NW $\frac{1}{4}$ SW $\frac{1}{4}$	5.3 "
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	35.5 "
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	13.1 "
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	15.2 "
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	5.5 "
Total		187.0 "

[Handwritten signature]
[Handwritten initials]

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 9008

PIERRE, October 27, 1982

RECEIVED OF Costello, Porter, Hill, Nelson, Heisterkamp & Bushnell, Rapid City SD
the following amount in fees for services rendered as provided for by law: for SHS Ranch Co., Inc.

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No.		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filling transfer of Permit 666-2	2	50
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	2	50

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer
John Hatch (KS)

Water Rights Division
605 773-3382

October 28, 1982

SHS Ranch Co., Inc.
28711 Elmore
Gager, Henry & Harkis
193 Grand St
PO Box 2480
Waterbury CT 06722

Dear Mr. Elmore:

Enclosed are receipts in the amount of \$2.50 each which the Office of Costello, Porter, Hill, Nelson, Helsterkamp & Bushnell paid for the transfers of Water Right Nos. 946-2, 387-2 and 666-2.

Our records now show you as the owner of these Water Rights.

Sincerely,

KAREN SCHLAACK
Administrative Secretary

enclosures

cc: Kenneth L. Helsterkamp

No. 666-2

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: June 2, 1983

This is to notify you that the title to the lands described as follows: See Attachment "A", formerly owned by SMS RANCH CO., INC., have been transferred to SMS RANCH PARTNERSHIP, together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 666-2 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 Office 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.

STATE OF SOUTH DAKOTA)
COUNTY OF PENNINGTON) ss. Rapid City

I, ROBERT W. ELMORE, being first duly sworn on my oath depose and say:

That I am a partner of SMS RANCH PARTNERSHIP, and that the relation of said partnership to the above described undertaking is that of Owner, that I have read the foregoing statement and I know of my own personal knowledge that the information herein stated is true.

SMS RANCH PARTNERSHIP

By: Robert W. Elmore
Its: Partner

June Subscribed and sworn to before me this 2nd day of June, 1983.

Kenneth Heisterkamp
Notary Public,

My Commission Expires:

(SEAL) KENNETH HEISTERKAMP, Notary Public
My Commission Expires August 13, 1989

-1-



STATE OF South Dakota,)
COUNTY OF Burnington) SS.

I, Eugene C. Svensen, being first duly sworn on my oath, depose and state:

That I am President of SMS RANCH CO., INC., a corporation, and that the relation of the above described undertaking to this corporation is that of Seller to SMS Ranch Partnership, a Connecticut partnership, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

SMS RANCH CO., INC.

By:

Its:

Eugene C. Svensen
President

Subscribed and sworn to before me this 2nd day of June, 1983.

Kenneth H. Heisterkamp
Notary Public,

My Commission Expires:

KENNETH HEISTERKAMP, Notary Public

(SEAL)

My Commission Expires August 12, 1989.

Description of land in relation to Water Right Permit No. 666-2

ATTACHMENT "A"

Land in Pennington County, State of South Dakota:

T2S, R12E, Section 1	SW $\frac{1}{4}$ SW $\frac{1}{4}$	30.0	acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	25.0	"
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	2.0	"
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.0	"
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	26.4	"
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	22.0	"
Section 12	NW $\frac{1}{4}$ NW $\frac{1}{4}$	5.0	"
T2S, R13E Section 6	NW $\frac{1}{4}$ SW $\frac{1}{4}$	5.3	"
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	35.5	"
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	13.1	"
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	15.2	"
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	5.5	"
	Total	187.0	"

RECEIPT

WATER RIGHTS COMMISSION

No 4 9265

State of South Dakota

Ken Helsterkamp, 200 Security Bldg
704 St. Joseph St., Rapid City, SD 57701 (for SMS Ranch Partnership)

June 7

83

RECEIVED OF

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No.		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing TRANSFER of WR#666-2	2	50
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	2	50

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH (ms)

Department of Water & Natural Resources

Joe Foss Building
600 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

June 13, 1983

387-2

666-2

946-2

Ken Holsterkamp
200 Security Bldg.
704 St Joseph St.
Rapid City SD 57701

Dear Sir:

Enclosed are receipt Nos. 4 9265, 4 0266, 49267 in the amount of \$2.50 each which you paid for the transfer of Water Rights Nos. 387-2, 666-2, 946-2.

Our records now show SMS Ranch Partnership as the owner of these Water Rights.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Administrative Aide

cc: SMS Ranch Partnership

666-2

**COSTELLO, PORTER, HILL, HEISTERKAMP,
BUSHNELL & CARPENTER, LLP**

ATTORNEYS AT LAW

200 SECURITY BUILDING • 704 ST. JOSEPH STREET
MAILING ADDRESS P. O. BOX 290
RAPID CITY, SD 57709

605-343-2410
TELECOPIER NO. 605-343-4262
E-MAIL: lawfirm@costelloporter.com

K.L. HEISTERKAMP
GENE R. BUSHNELL
EDWARD C. CARPENTER
THOMAS H. BARNES
DONALD A. PORTER
ROBERT L. LEWIS
GREGORY G. STROMMEN
PATRICIA A. MEYERS
WILLIAM A. MAY
KENNETH L. CHLEBORAD

JOSEPH R. LUX
HEATHER M. LAMMERS
DARIN W. LARSON

OF COUNSEL
DENNIS H. HILL
MELVIN D. WEDMORE

RETIRED
J.M. COSTELLO
WILLIAM G. PORTER

May 15, 2000

Department of Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501



RE: Our File No. 822192
SMS Ranch Partnership

Dear Sir/Madam:

Please be advised that these offices represent SMS Ranch Partnership which is presently negotiating the sale of its ranch in Pennington County.

I believe that SMS Ranch has three water right permits, nos. 387-2, 346-2, and 666-2.

It would be appreciated if you would forward to me the necessary paperwork to transfer those water permits the purchaser.

Your records may reflect that SMS Ranch Co., Inc., presently holds those permits but the corporation was liquidated and the assets passed to the partnership which was composed of the same members. Thus, if your records reflect the permits are still in the name of the corporation, you might have to send me two forms for the initial transfer to the partnership and then from the partnership to the new owner.

Obviously if you have any questions concerning this, kindly advise.

With best regards, I am,

Very truly yours,


Kenneth L. Heisterkamp

/dk



666 2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

May 18, 2000

387-2

666-2

946-2

Kenneth L Heisterkamp
Attorney at Law
PO Box 290
Rapid City, SD 57709-0290

Dear Mr. Heisterkamp:

Thank you for your letter of May 15th requesting transfer of ownership forms for Water Right Nos. 387-2, 666-2 and 946-2. The water rights are currently listed in the name of SMS Ranch Partnership. The water rights were last transferred in June, 1983, from SMS Ranch Co., Inc., to SMS Ranch Partnership.

Enclosed are "Notice of Transfer of Ownership" forms for use in filing an ownership change with the water rights. I have partially completed the forms for you. Please review them for accuracy and make any necessary corrections. The forms will need to be completed and signed in the presence of a notary public by the new owner(s).

Once the forms are completed, please return them to our office with a required filing fee of \$2.50 each (total of \$7.50). The check or money order for the fees can be made payable to the "Water Rights Program".

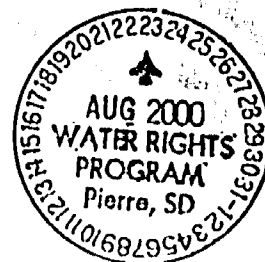
If you have any questions about the water rights or need copies of them, please let me know.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP



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

No. 666-2

Date: 8/15/2000

I/We request that Water Right No. 666-2

formerly owned by: SMS Ranch Partnership

be transferred to: (name & address) Kenneth Wilson P.O. Box 869, Canton,

North Carolina 28716

Telephone No. (828) 648-2313

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

187 acres: S 1/4 SW 1/4, SE 1/4 Section 1, NW 1/4 NW 1/4 Section 12, T2S, R12E; SW 1/4, NW 1/4 SE 1/4 Section 6, T2S, R13E

I/We understand that the validity of Water Right No. 666-2 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.

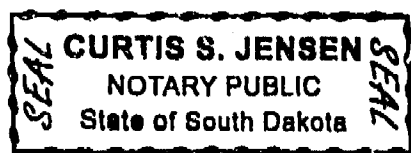
STATE OF SOUTH DAKOTA)

County of Pennington)

I/We Kenneth Wilson 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 that I know of my own personal knowledge that the information herein stated is true.

[Signature]
(Signed)

Subscribed and sworn to before me this 15 day of August, 2000.



[Signature]
(Notary Commission Expires
JULY 12, 2006)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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.

DEMERSSEMAN JENSEN, LLP
LAWYERS

516 FIFTH STREET - P.O. BOX 1820
RAPID CITY, SOUTH DAKOTA 57709-1820

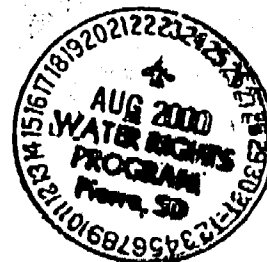
ROBERT W. GUNDERSON (1915-1994)
JOHN C. FARRAR (1914-1983)
MICHAEL B. DEMERSSEMAN
CURTIS S. JENSEN
HARRY W. CHRISTIANSON
FRANK DRISCOLL
THOMAS W. STANTON
MICHAEL V. WHEELER
TAMARA M. PIER

August 22, 2000

TELEPHONE
605-342-2814

FAX
605-342-0732

E-MAIL
law@demjen.com



Genny McMath
Department of Environment and Natural Resources
Water Rights Program
523 East Capitol
Pierre SD 57501-3181

Re: Water Right Permit Nos. 387-2, 666-2 and 946-2

Dear Ms. McMath:

This office represents Mr. Kenneth Wilson who recently purchased the SMS Ranch in Pennington County, South Dakota. In connection with that purchase we are requesting transfer of ownership of the water above referenced water permits. I enclose for your reference your letter of May 18, 2000, addressed to the seller's attorney, Kenneth L. Heisterkamp.

I have also enclosed the Notice of Transfer of Ownership forms which have been completed and signed by the new owner, together with a check of \$7.50 for the transfer fees.

Please provide me with confirmation of transfer of the permits to Mr. Wilson. Thank you for your consideration in this matter.

Very truly yours,

Curtis S. Jensen
DEMERSSEMAN JENSEN, LLP

CSJ:jms
Enclosures

c: Kenneth L. Heisterkamp
Wilson-Mt/environ&nr



August 23, 2000

666-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

Curtis S Jensen
DeMersseman Jensen, LLP
PO Box 1820
Rapid City, SD 57709-1820

RE: Water Right Nos. 387-2, 666-2 and 946-2

Dear Mr. Jensen:

Thank you for following up on the transfer of ownership for Water Right Nos. 387-2, 666-2 and 946-2. The transfers have been completed and the water rights, formerly owned by SMS Ranch Partnership, are now listed in the name of Kenneth Wilson, PO Box 869, Canton, NC 28716.

Enclosed are the Receipt Nos. 416609, 416610 and 416611 in the amounts of \$2.50 each. The fees were paid to cover the cost of filing each of the transfers.

If you have any questions concerning the water rights, please get in touch with me.

Sincerely,

Genny McMath

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

enclosures

c: Kenneth Wilson
Kenneth L Heisterkamp



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTICE OF SHUTOFF ORDER

July 10, 2007

TO: KENNETH WILSON
PO BOX 869
CANTON NC 28716

FROM: GARLAND ERBELE, Chief Engineer
SD DENR Water Rights Program

SUBJECT: Cheyenne River Shutoff Order for Junior Priority Date Water Rights

Shutoff Order for Water Right Nos. 946-2 (666-2)

To protect the senior priority water rights, the department is issuing shutoff orders to junior water right holders with priority dates between January 1, 1955 and December 31, 1969 for the river reach between the Angostura Dam to Belle Fourche River confluence. Effective immediately, diversions of water from the Cheyenne River and tributaries will not be allowed for those permits with a priority dates after January 1, 1955.

Flow in the Cheyenne River continues to decline to the point where domestic use of water, which includes livestock watering from the river, has become a concern. This order will be rescinded as soon as conditions improve. If conditions do not improve, this order will remain in effect until the end of the calendar year.

The USGS maintains a website where you can view real-time stream flow measurements at several sites along the river, the web address is:

<http://waterdata.usgs.gov/sd/nwis/rt>

I am asking for your cooperation in complying with this shutoff order. The ongoing drought is creating hardship for all the water right holders along the river.

If you have any questions, please contact Mark Rath or Lynn Beck with the Water Rights Program at (605) 773-3352. Thank you.

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

RECEIVED

DEC - 4 2013

WATER RIGHTS
PROGRAM

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 666-2Date: November 15, 2013

I/We request that Water Right/Permit No. 666-2 formerly owned by:
Kenneth Wilson / Rapid Creek Ranch be transferred to:

New Owner Name: Dallas SchottAddress: PO Box 560City, State, Zip McLaughlin SD 57642 Telephone No. 605-848-6221

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

Please see legal description of deeded land transferred to new owner.

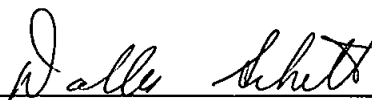
Alternate phone # 605-823-4407

☒ I understand that the validity of Water Right/Permit No. 666-2 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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 included to cover the filing fee as required by SDCL 46-2-13.

I, Dallas Schott, the new owner, certify that the above information is true and correct.


(signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 12/4, 20 13

RECEIVED OF First American Title Co PO Box 8181 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	50	00
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>666-2</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **06503**

By J. Anne Goleman
Chief Engineer

666-2



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 15, 2014

Dallas Schott
PO Box 560
McLaughlin SD 57642

RE: Water Right Nos. 387-2 & 666-2 and Water Permit Nos. 2452-2 & 2494-2

Dear Mr. Schott:

I am writing in regard to the transfer forms filed on December 4, 2013 for the above listed water permits and rights. The ownership changes have been completed. Water Right Nos. 387-2 & 666-2 and Water Permit Nos. 2452-2 & 2494-2 formerly held by Kenneth Wilson dba Rapid Creek Ranch are now listed in your name.

For informational purposes, each year irrigators in South Dakota are required to submit an irrigation questionnaire outlining how much water they diverted during that specific crop year. The forms will be sent out in October and are due back by the first week in December. I am enclosing a copy of one of the 2012 forms submitted by Kenneth Wilson. This will give you an idea of how to fill out the forms and what type of information to keep track of during the season. A yearly irrigation questionnaire for Water Right No. 666-2 is not required since the source of water is from dry draws and is diverted through a water spreading system.

The receipts for the filing fees paid for the ownership changes are being forwarded with a copy of this letter to the title company.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

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

c: First American Title Co, Rapid City SD w/Receipt No. 06504



666-2

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

November 5, 2021

387-2
666-2
2452-2

Quentin Riggins
Gunderson Palmer Law Firm
PO Box 8045
Rapid City SD 57709

RE: Registered Agents for Cheyenne River Ranch LLC

Dear Mr. Riggins:

Thank you for visiting with me about the change in ownership for water rights listed under Dallas Schott. I have included a copy of each of the water rights in the event you do not have them.

Also enclosed are partially completed "Notice of Transfer of Ownership" forms for use in filing ownership changes. They need to be completed and signed by the new owner. Once completed, they should be returned to our office with a required filing fee of \$50 each (\$150 total). The check or money order for the fee can be made payable to the Water Rights Program.

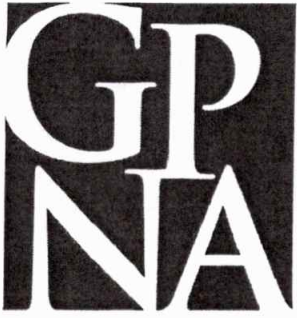
The reason for even checking into these water rights was because the former owner of the property returned this year's irrigation questionnaires with a note that he sold the land last year. I have included the yellow forms for either you or the new owner to complete and get back to us by December 3rd. Submission of the questionnaires are required every year. A questionnaire is **NOT** required for Water Right No. 666-2 because the source of water is from dry draws and the type of system listed is a spreader system.

If you have any questions concerning any of the enclosed information, please give me a call.

Sincerely,

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

enclosures



666-2
GUNDERSON | PALMER | NELSON | ASHMORE LLP

RECEIVED

NOV 15 2021

WATER RIGHTS
PROGRAM

506 Sixth Street
Post Office Box 8045
Rapid City, South Dakota 57709
Main: (605) 342-1078
Fax: (605) 342-9503

www.gpna.com

November 10, 2021

Quentin L. Riggins
Email: qriggins@gpna.com
Direct Dial: (605) 719-3436

Genny McMath
Department of Agriculture
& Natural Resources
Joe Foss Building
523 E. Capitol Ave.
Pierre, SD 57501

Re: Formation of Cheyenne River Ranch, LLC
GPNA File No. 15116.0009

Dear Ms. McMath:

Please find enclosed three completed Notice of Transfer of Ownership forms and two irrigation questionnaires along with our check in the amount of \$150.00 for your filing fees. Please feel free to contact me with any questions or concerns you may have regarding the above forms. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'Quentin L. Riggins', written in a cursive style.

Quentin L. Riggins

QLR:mck
Encl.

cc: Adam Hendry
Tessa Frank

Offices in Rapid City and Pierre, South Dakota

Attorneys licensed to practice in South Dakota, North Dakota, Nebraska, Wyoming, and Montana

666-2

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date November 15, 2021RECEIVED OF Gunderson Palmer Nelson & Ashmore LLP PO Box 8045 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	\$ _____
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>666-2</u>	<u>\$50.00</u>
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	<u>\$50.00</u>

By Eric Gronlund
Chief Engineer
Em

PAID

NOV 15 2021

Ck# 99932

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

NOV 15 2021

WATER RIGHTS
PROGRAM

No. 666-2

Date: _____

I/We request that Water Right No. 666-2

formerly owned by: Dallas Schott

be transferred to: (name & address) Cheyenne River Ranch, LLC by
Shalom on the Range Trust, its Member through Quentin
L. Riggins, trustee Telephone No. _____

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

187 acres – portions of the S ½ Section 1 and NW ¼ NW ¼ Section 12, T2S, R12E

and portions of S ½ Section 6, T2S, R13E

I/We understand that the validity of Water Right No. 666-2 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 Quentin L. Riggins, the new owner, certify that the above information is true and correct.

Quentin L. Riggins
(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.



666-2

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

November 15, 2021

387-2
666-2
2452-2

Quentin L Riggins
Gunderson Palmer Law Firm
PO Box 8045
Rapid City SD 57709

RE: Cheyenne River Ranch LLC

Dear Mr. Riggins:

Thank you for sending in the irrigation questionnaires, transfer forms and filing fees for Water Right Nos. 387-2, 666-2 and 2452-2.

The ownership changes have been completed. The above listed water rights formerly held by Dallas Schott are now listed as follows:

- Cheyenne River Ranch LLC by Shalom on the Range Trust, its member through Quentin L Riggins, its Trustee, PO Box 8045, Rapid City SD 57709

Receipts for the filing fees that were paid are enclosed. If you have any questions, please give me a call.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

RECEIVED

AUG 14 2026

OFFICE OF
WATER

Mail to: SD DANR, Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 666-2

Date: 8/14/2026

I/We request that Water Right/Permit No. 666-2 formerly owned by:
Cheyenne River Ranch, LLC by Shalom on the Range Trust, its Member throu be transferred to:

New Owner Name: Heim Ranch, LLC

Address: 28003 SD Hwy 44 mobile: 605-770-6190

City, State, Zip Wood, SD 57585 email: alexheimoffice@gmail.com

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

187 acres - portions of the S1/2 Section 1 and the NW1/4NW1/4 Section 12, T2S, R12E
and
portions of S1/2 Section 6, T2S, R13E

☒ I understand that the validity of Water Right/Permit No. 666-2 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below).

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 included to cover the filing fee as required by SDCL 46-2-13.

I, Alex Heim, Mgr on behalf of Heim Ranch, LL, the new owner, certify that the above information is true and correct.

Alex Heim Manager

Alex Heim (Aug 14, 2026 14:32:22 CDT)

(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, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following reasons:

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

RECEIPT

WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date August 17, 2026

RECEIVED OF Heim Ranch LLC 28003 SD Hwy 44 Wood, SD 57585

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>#666-2, #387-2, #2452-2</u>	\$ <u>150.00</u>
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	\$ <u>150.00</u>

By

Sk

Adam Machowetz
Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

August 18, 2026

666-2, 387-2, 2452-2

Heim Ranch, LLLC
C/O Alex Heim
28003 SD HWY 44
Wood, SD 57585

Dear Mr. Heim:

The South Dakota Water Rights Program is in receipt of the "Notice of Transfer of Ownership" forms and the fees you submitted for Water Right Nos. 666-2, 387-2 & 2452-2, enclosed is a \$150.00 receipt of payment for your records.

Water Right Nos. 666-2, 387-2, & 2452-2, previously held by Cheyenne River Ranch LLC, are now listed under Heim Ranch LLC. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the Permit/License (copy enclosed), State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the Permit/License will be subject to cancellation.

I am happy to answer any questions you may have.

Sincerely,

Shannon Konst
Water Rights Program
605 773-3352
Shannon.konst@state.sd.us

NOTE: The validity of Water Right Nos. 666-2, 387-2 & 2452-2, has not been determined by this transfer action. Only the Water Management Board has the authority to determine if a water permit/right is valid.

enclosures