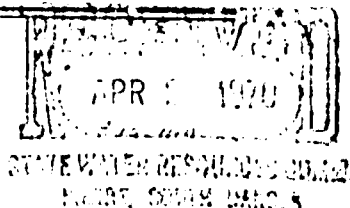


Water Right Number 1747-3

1. Considered MAY 20, 1971
2. Name of Applicant MITCHELL COUNTRY CLUB
3. Post Office Address MITCHELL, S.D.
4. Amount of water claimed 1.18
5. Source of water supply GROUND WATER WELL
6. Water to be used for IRRIGATION
Acres to be irrigated 83 13
7. Water to be diverted and used in DAVISON County
about _____ Miles _____ of _____
8. Proof of Publication
Received 5-18-70
Not received _____
9. Application
Approved _____
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:

No. ~~1747-3~~ - Map 981-3Water Division No. 3 JAMES RIVER Dist. 11
(Plans 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.)

Mitchell Country Club

1. Name of applicant _____

Postoffice address Mitchell, County Davison, State S. Dak.

I. If a corporation _____

(a) Name of same Mitchell Country Club

(b) Date and place of incorporation _____

(c) Amount of capital stock _____

(d) Amount paid in _____

(e) Names and addresses of directors Robert A. Quintal, 1020 East 4th, DonaldCulhane, 512 East 6th, Lloyd Boehnen, 804 Vincent Place, RobertGibson, 1407 East 3rd, William Hagem, RFD #1, Carl Paxson, 410 1/2North Kimball, and H. A. Schneller, 310 North Lawler, all of Mitchell,

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

S. D.

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, \$ _____

(c) Treasury stock, \$ _____

(d) Bonds to be issued, \$ _____

(e) Other resources, \$ _____

2. Name of diversion work Mitchell Country Club3. Amount of water claimed 1.18 cubic feet per second _____4. Source of water supply Well5. Location of point of diversion 2000 ft. east and 1080 ft. north of SW corner ofSec. 24-T-103-N-R-60-W on _____ bank Davison County.6. Annual period or periods during which water is to be used April 1st to November 1st

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system: Domestic irrigation(a) Number of acres to be irrigated 83.13 acres.(b) Legal subdivisions to be irrigated See plat on permit #1371-3

(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 981-3

8. Estimated cost of work:

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

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

(c) Fluming, \$-----

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

Rock, \$-----

(e) Other structures Sprinkler system \$-----

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 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-----feet; height-----feet; Material-----

(d) Canal: Total length-----miles.

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-----3-----years.

11. Time required for complete application of water to the proposed beneficial use-----5-----years.

12. Choice of newspaper for publication of notice of intention to appropriate The Daily Republic,
Mitchell, S. Dak. 57301

STATE OF SOUTH DAKOTA

County of Davison } ss.

I, Robert A. Quinlan

, 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 x Robert A. Quinlan

Subscribed and sworn to before me this 3/21 day of March 1920

Edwin M. Worthing
Notary Public (or other qualified officer)

Remarks by State Water Resources Commission:

The irrigation well approved under this Permit is located near domestic wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in existing domestic wells.

THE LAND COVERED UNDER THIS PERMIT IS ALSO COVERED UNDER PERMIT NO 1371-3. THE COMBINATION OF DIVERSION RATES UNDER THESE PERMITS CANNOT EXCEED THE STATUTORY LIMIT OF ONE CUBIC FOOT PER SEVENTY ACRES.

STATE OF SOUTH DAKOTA

County of

HUGHES

Pierre, South Dakota, MAY 22, 1970

This is to certify that the foregoing application was received by the Commission at 8:15 o'clock a.m. upon the 2ND day of APRIL, 1970

State Water Resources Commission

By:

for Chief Engineer, Executive Officer

Number of permit 1747-3

Date of first receipt of application APRIL 2, 1970

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 APRIL 2, 1970

Approved MAY 20, 1970, Recorded in Book 11, Page 132

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 NOVEMBER 20, 1971

2nd. The whole of said work is to be completed on or before MAY 20, 1973

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

MAY 20, 1975

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 1.18 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 MAY 20, 1975 said water to be used during the following described annual period:

APRIL 1 TO NOVEMBER 1

Witness my hand this 22ND day of MAY, 1970

State Water Resources Commission

By:

Chief Engineer, Executive Officer

Certificate of Construction Issued AUGUST 22, 1973

Water License Issued AUGUST 22, 1973

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 30 inches , Depth 60 feet
 Type of casing Fibre glass
 (wood, concrete, steel, etc.)
 Size of casing 16 inches , Thickness of casing 10 ga.
 Length of casing 60 feet . If collection gallery, length, size and depth of
 gallery

(b) Screens

Type of perforated screen Slots in fibre glass - 20 ft.
 Size of perforated screen 16 inches , 20 feet
 (diameter) (length)
 Thickness of gravel pack 7 inches , length of gravel pack 50 feet

(c) Water Bearing Materials

Distance to water 12 feet . Character of water bearing materials
 sand to coarse gravel

Thickness of water bearing material 39 feet

(d) Pump and Motor

Type of pump Turbine
 (centrifugal, propeller, mixed flow, etc.)
 Name of pump Layne Bowler , size 8" column - 10" bowl
 Kind of motor Electric
 (gasoline, electric, diesel, etc.)
 Horsepower 75 , Name of Motor G. E.

(e) Complete well

Capacity 1200 GPM at drawdown of 54 Ft. . Estimated cost \$1800.00

(f) Owner of land upon which well is located

Name Robert A. Quintal
 Address 1200 East 4th
 Mitchell, S. Dak. 57301

(g) Distance to nearest existing wells

On same owner's property None rods On property owned by others 3960 rods

Form 15.

Permit No. 1747-3

Water Diversion No. 3 JAMES RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Mitchell Country Club

_____ the holder _____ of
Permit No. 1747-3, issued upon Application No. 1747-3, bearing date of priority of April 2, 1970
_____ authorizing the diversion of 1.18 cu. ft. per second of the waters of _____
ground water _____ County of Davison, State of South Dakota at _____
a point 2000 feet East and 1080 feet North of the SW Corner, Section 24,
T103N, R60W

_____, for irrigation

_____ purposes, has 6 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 1.33 cu. ft. per second of water.

Date August 22, 1973

By: [REDACTED]
WATER RIGHTS COMMISSION

DONALD DRISCOLL, Chief Engineer

WATER LICENSE NO. 1747-3

(1) WHEREAS, On the 2nd day of April A. D. 1970
Mitchell Country Club

made Water Right Application No. 1747-3 for a permit to use 1.18 cubic feet per second of the waters of ground water

County of Davison State of South Dakota, for irrigation purposes and

(2) WHEREAS, On the 22nd day of May A. D. 1970
Permit No. 1747-3 with a date of priority of April 2, 1970

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 20th day of May A. D. 1973 and for the application to beneficial use of said water on or before the 20th day of May A. D. 1975

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 1.18 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.

XXXXXXXXXX	
for irrigating the following land in Section 24, T103N, R60W	
	Acres
W½ SW¼	43.37
NE¼ SW¼	13.96
Lot 3	13.70
NW¼ SE¼	8.60
Lot H-2	3.50
Total	83.13 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 _____

Mitchell Country Club

_____ of _____ **Mitchell, South Dakota**

the holder _____ and owner _____ of said permit No. **1747-3** a water right, dating from **April 2, 1970**

_____ to use of **1.18** cubic feet per second of the waters of **ground water**

in the County of **Davison** and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at **a point 2000 feet East and 1080 feet North of the SW Corner, Section 24, T103N, R60W**

and conduct to and upon **portions of Section 24, T103N, R60W more fully described on the face of this license**

for the purpose of **irrigation**

Subject to any limitations listed in Water Right Permit No. **1747-3** 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 **August** _____ A. D.

Nineteen Hundred and **Seventy-three**
WATER RIGHTS COMMISSION

~~WATER RIGHTS COMMISSION~~

By:

Chief Engineer, Executive Officer **DONALD DRISCOLL**

1747-3

Publish first publication, on or before April 23, 1970

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 2, 1970

Notice is hereby given that the Mitchell Country Club
Mitchell
whose post office address is _____, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
1.18 cubic feet of water per second of time from the ground water through the
Country Club Well, the point of diversion of which is to be located in the _____

SE $\frac{1}{4}$ SW $\frac{1}{4}$
of Section 24, Twp. 103N, Range 60W. Said water to be used for the purpose
of providing irrigation on the following described land:
SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 24, T103N, R60W

This application No. 1747-3 will be considered by the Water Resources Commission at their office at
Pierre upon the 20th day of May, 1970, at 2:00 P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

BURTON P. JONES
Water Rights Specialist

CC: Robert A. Quintal, President
Mitchell Country Club
Mitchell, South Dakota 57301

No. 1747-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA ;
County of Davison) ss.

I, Jerry Putjeter hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Daily Republic

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 Mitchell

County of Davison and State of South Dakota;
that the said notice was published in said newspaper on the following
four dates:

April 23, 1970

April 30, 1970

May 7, 1970

May 14, 1970

George H. Hittner
(Signature)

PUBLISHER
(Title)

May 15, 1970
(Date Signed)

NOTICE INTENT TO APPRO-
PRIATE WATER

Pierre, South Dakota 57501
April 2, 1970

Notice is hereby given that
the Mitchell Country Club whose
post office address is Mitchell,
South Dakota, has made an ap-
plication in accordance with the
provisions of the water laws of
South Dakota for a permit to
appropriate for beneficial use
1.18 cubic feet of water per
second of time from ground wa-
ter through the Country Club
Well, the point of diversion of
which is to be located in the
SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24, Twp.
103N, Range 60W. Said water to
be used for the purpose of pro-
viding irrigation on portions of
the following described land:
SW $\frac{1}{4}$ and W $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24,
T103N, R60W.

This application No. 1747-3
will be considered by the Wa-
ter Resources Commission at
their office at Pierre upon the
20th day of May, 1970, at 2:00
p.m. All interested persons may
appear and be heard.

WATER RESOURCES
COMMISSION
BURTON F. JONES
Water Rights Specialist

RECEIVED
MAY 18 1970

STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

Permit No. 1747-3
Water Division 3 JAMES RIVER Water District

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

TO: Water ~~Resource~~ 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 MITCHELL
COUNTRY CLUB of MITCHELL holder
of Permit No. 1747-3, bearing date of priority of APRIL 2, 1970
authorizing the diversion of 1.18 cu. ft. per second of the waters of GROUND WATER
for IRRIGATION purposes, in DANISON 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:

65' DEEPWELL WITH 18" FIBERGLAS CASING
WESTERN LAND ROLLER 8" PUMP (MODEL BMC-810C)
POWERED BY 60 H.P. U.S. ELECTRIC MOTOR

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

APPROXIMATELY 3 MILES OF: 6", 4", 3", 2 1/2", 2", 1 1/2" & 1 1/4"
BURIED P.V.C. PIPE

C. Works used to apply water to beneficial use.

RAINBIRD #80 SPRINKLER HEADS 1 1/32 X 7/32
10 OPERATED AT ONE TIME ON UPPER LEVEL 50 GPM - 80 GPM
12 " " " " " LOWER LEVEL PER HEAD

The system is in the following condition: EXCELLENT

The point of diversion is located 2000' E & 1060' N OF THE SW CORNER,
SECTION 24, T103N, R60W

The works are capable of diverting and conveying to the place of use 1.33
cu. 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 ALL IN SECTION 24, T103N, R60W

<u>W²SW⁴</u>	<u>43.37 ACRES</u>	<u>LOT H-2</u>	<u>3.5 ACRES</u>
<u>NE⁴SW⁴</u>	<u>13.96 "</u>		
<u>LOT 3</u>	<u>13.70 "</u>		
<u>NW⁴SE⁴</u>	<u>8.60 "</u>		

comprising a total of 83.13 acres of land.

BURIED SYSTEM & SPRINKLERS ALSO USED UNDER
PERMIT NO 1371-3.

Date JULY 11, 1973
Auston [Signature]
(Signature)
WATER RIGHT SPECIALIST
WATER RIGHTS COMMISSION



Department of Water & Natural Resources

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501

Phone (605) 773-3352

E. Steeves Smith
Titan, Padnos, Smith & Saukerson
305 North Kimball
Mitchell, South Dakota 57301

Dear Sir:

Please find enclosed a copy of our Form 20, Notice of Transfer of Water Permit. This must be signed by the owner before a notary public and returned to this office with a fee of Two Dollars and Fifty Cents (\$2.50). each

Upon receipt of the Form 20 and the \$2.50 filing fee the permit will be transferred to the proper name.

Please advise this office if you have any questions.

Sincerely,

Genny Young
Water Rights Specialist

GY:ms
Enc.

FRED A. TINAN, P.C.
DENNIS R. PADRNOB
E. STEEVES SMITH, P.C.

JAMES D. TAYLOR

LAW OFFICES
TINAN, PADRNOB, SMITH & SAUKERSON
305 NORTH KIMBALL
MITCHELL, SOUTH DAKOTA 57501

POST OFFICE BOX 488
AREA CODE: 605
TELEPHONE: 995-5542

July 1, 1982

Mr. Donald Driscoll, Chief Engineer
Department of Natural Resource Development
Division of Water Rights
Office Building No. 2
Pierre, South Dakota 57501

Re: Mitchell Country Club
Water License Nos. 1371-3 and 1747-3

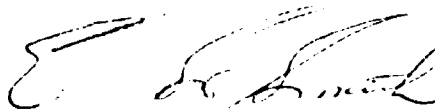
Dear Sir:

I am writing to you with regard to the above mentioned water permits that were issued by your office to the Mitchell County Club for locations where wells have been dug in order to irrigate the country club.

The reason I am writing to you is because the Mitchell Country Club has for all intents and purposes gone out of business. Its assets are in the process of being acquired by a new corporate entity which I represent, Firesteel Golf & Country Club, Inc.

The reason for this letter is to inquire as to what is now necessary, or should be done, to transfer these permits to the new ownership entity.

Yours truly,



E. Steeves Smith
Tinan, Padrnos, Smith & Saukerson

ESS/mf



NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: July 6, 1982

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

83.13 acres - W1/2SW1/4, NE1/2SW1/4, Lot 3, NW1/4SE1/4, Lot H-2, Section 24, T103N, R60W

formerly owned by Mitchell Country Club

has been transferred to Firesteel Golf & Country Club, Inc.

NOTE: (Please include full name & mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 1747-3 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 Davison) ss.

I, John McFarland being first duly sworn on my oath depose and say:
That my relation to the above described undertaking is that of President of Mitchell Country Club, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

MITCHELL COUNTRY CLUB

By John McFarland
(Signed)
John McFarland, President

Subscribed and sworn to before me this 6th Day of July, 19 82.

[Signature]
(Notary Public)

My Comm. Expires: 1-14-87

(SEAL)

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8930

PIERRE, _____, 19²²

RECEIVED OF Firesteel Golf & Country Club, L. Steevens Smith, 305 W. Kimball, Mitchell, SD
the following amount in fees for services rendered as provided for by law: 7301

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 <u>Transf from 174793</u> _____	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 J. M. [Signature]
Chief Engineer, Executive Officer

WATER RIGHTS DIVISION (605) 773-3352

August 30, 1982

E. Steeves Smith
Post Office Box 488
Mitchell, South Dakota 57301

Dear Mr. Smith:

Enclosed is a pencil copy of the Commercial Application for the well at the Country Club to show you how the forms should be done. I have enclosed blank forms for you to complete, sign, notarize and return to this office with the following:

1. Filing Fee \$150.00.
2. An Aerial Photo showing the exact location of the well, signed by a licensed land surveyor, or a South Dakota Registered Professional Engineer or by a governmental employee who prepares such maps as a regular part of his governmental employment.
3. We have a copy of the signed drillers log but complete the Forms 2A enclosed.
4. The actual amount of water used under #4.

I did not have the forms typed because of the additional information needed. Approval from SCC will not be required as the well will not be used for irrigation.

If you have any further questions please feel free to contact our office. Again, I am sorry for the error.

Sincerely,

Betty Westlund
Water Rights Specialist

DW:ms
Enc.

bcc: Jim Stukel

WATER RIGHTS DIVISION
(Phone) 605-773-3352

March 10, 1963

E. Steeves Smith
Post Office Box 488
Mitchell, South Dakota 57301

Dear Mr. Smith:

On August 30, 1962 we sent you forms to make application to appropriate water for Commercial Use for the Club House at the Firesteel Golf and Country Club. As of this date we have not heard from you.

Sincerely,

Betty Westlund
Water Rights Specialist

BW:ms



Department of Water & Natural Resources

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

December 3, 1990

Firesteel Golf & Country Club
305 N Kimball
Mitchell SD 57301

Dear Sir:

Reviewing past correspondence in our files, it appears that the Firesteel Golf and Country Club had a well drilled several years ago for commercial use at the club house. At that time, we notified you that a permit to appropriate water was needed for commercial use of water from a private water supply. Our records show Firesteel Golf and Country Club have Water Right Nos. 1371-3 and 1747-3 which are for irrigation of the golf course (copies enclosed).

Obtaining a water permit ultimately benefits you by protecting your right to use water. Except for domestic use, any water user without a water right is not entitled to receive protection in the event of interference by a new or future user who has a water right. If you believe the Firesteel Golf and Country Club already has the required water permit for the well supplying the clubhouse or no longer use water from a private water supply, please inform us.

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

Please respond by filing an application form or contacting me by February 3, 1991.

Sincerely,

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

enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 5, 1994

Firesteel Golf & Country Club
PO Box 966
Mitchell SD 57301

Dear Sir:

A review of our files indicates that several years ago, inquiries were made regarding the use of water from a well in your clubhouse. Our records indicate an Application for Permit to Appropriate Water was never received. Does a private well still supply water to the clubhouse? If so, enclosed are application forms and an instruction sheet to apply for a water permit for this commercial use of water from a private supply.

Obtaining a water permit ultimately benefits the country club by protecting it's right to use water. Except for domestic use, any water user without a water right is not entitled to receive protection in the event of interference by a new or future user who has a water right.

Pursuant to South Dakota Codified Laws 46-1-15, 46-5-9, 46-5-10 and 46-2-18, the Firesteel Golf & Country Club is required to have a water permit prior to using water. If you believe you already have the required water permit or no longer use the water, please inform us. Our records show that Firesteel Golf and Country Club have Water Right Nos. 1371-3 and 1747-3 which are for irrigation of the golf course.

If you have any questions, please contact this office.

Sincerely,

Karen Schlaak
Environmental Scientist
(605) 773-3352

enclosures

LAW OFFICE

TINAN, SMITH & BUCHER

305 NORTH KIMBALL

POST OFFICE BOX 488

MITCHELL, SOUTH DAKOTA 57301-0488

(605) 896-6542

FAX (605) 896-5543

E. STEEVES SMITH

DONAL L. BUCHER

PATRICK T. SMITH

FRED A. TINAN (1907-1988)

December 15, 1994



Ms. Karen Schlaak
 Environmental Scientist
 Department of Environment &
 Natural Resources
 Joe Foss Building
 523 East Capitol
 Pierre, SD 57501-3181

Re: Firesteel Golf & Country Club

Dear Ms. Schlaak:

I am responding for Firesteel Golf & Country Club to your letter of December 5, 1994, concerning a well in the Firesteel Clubhouse.

It is my understanding that there is a well, but it has not been used for years. It is not a flowing well, rather a pump well but has an extremely high iron content.

Several years ago Davison County rural water was made available, and we have used the Davison County rural water ever since. Therefore, it would be my understanding that there would be no necessity for our making application for a water permit.

Ms. Karen Schlaak
Page 2
December 15, 1994

If you would have thoughts to the contrary, I would certainly appreciate your so advising me. Otherwise, thank you very much for your courtesy in inquiring as to the status of this existing, although not used, well.

Yours truly,

A handwritten signature in black ink, appearing to read "E. Steeves Smith". The signature is fluid and cursive, with a large initial "E" and a long, sweeping underline.

E. Steeves Smith

ESS/jlk

cc: John Olson w/enc
Boyd Hopkins, Jr.
Bud Heiam

1747-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

December 28, 1995

1371-3

1747-3

Dave Backlund
Wild Oak Golf Club
117 South Lawler
Mitchell, SD 57301

Dear Mr. Backlund:

Thank you for the prompt return of the 1995 irrigation questionnaires pertaining to Water Right Nos. 1371-3 and 1747-3. I am enclosing two partially completed transfer forms for use in filing an ownership change on each water right.

Please complete the forms as needed and sign them in the presence of a notary public. Upon completion, please return the forms to our office with a required filing fee of \$2.50 each (total of \$5.00).

The transfer forms look identical except for the water right numbers. Water Right Nos. 1371-3 and 1747-3 authorize irrigation of the same acreage. The difference between the two water rights is that No. 1371-3 authorizes diversion of water from Firesteel Creek and No. 1747-3 authorizes irrigation of the acreage from ground water.

If you have any questions concerning the water rights or completion of the transfer forms, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 1747-3

Date: 1-4-96

I We request that Water Right No. 1747-3

formerly owned by: Firesteel Golf & Country Club

be transferred to: (name & address) LINKS LTD. DBA WILD OAK GOLF CLUB MAILING ADDRESS
117 SOUTH LAWLER MITCHELL, S.D. 57701 Telephone No. 605-996-8175 office
605-996-2084 golf course

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

SW 1/4 SW 1/4, N 1/2 SW 1/4, Lot 3, NW 1/4 SE 1/4, Lot H-2 all in Section 24, T103N, R60W (83.13 acres)

I We understand that the validity of Water Right No. 1747-3 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 attached to cover the filing fees as required under SDCL 46-2-13

STATE OF SOUTH DAKOTA)

County of Davis)

I We David A. Bakke 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.

David A. Bakke owner
(Signed)

Subscribed and sworn to before me this 4 day of January, 19 96.

B. B. Bruner 1-19-2002
(Notary Public)

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.

RECEIPT

414750

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ January 8, 19 96

RECEIVED OF Links, Ltd., LLC, 117 S Lawler St, Mitchell, SD 57301

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>Water Right No. 1747-3</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By

Chief Engineer

John H. Heston

No. 1747-3



Department of Water & Natural Resources

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division

Phone (605) 773-3352

August 3, 1982

Firesteel Golf & Country Club
c/o E. Steeves Smith
305 N. Kimball
Mitchell, South Dakota 57301

Gentlemen:

Enclosed is receipt No. 4 8030 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 1747-3.

Our records now show you as the owner of this Water Right.

Sincerely,

Genny Young
Water Rights Specialist

GY:ms
ENC.

WNR-821-7/79

Receipt & Notice of filing of Transfer of Water Right



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 10, 1996

No. 1371-3

1747-3

Dave Backlund
Links LTD DBA
Wild Oak Golf Club
117 South Lawler
Mitchell, SD 57301

Dear Mr. Backlund:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 1371-3.

Our records now show Links LTD DBA Wild Oak Golf Club as the owner of Water Right No. 1371-3.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Program
(605) 773-3352

enclosure



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

October 19, 2010

1371-3
1747-3
6314-3

David Backlund, President
Wild Oak Golf Club
2500 E 1st Ave
Mitchell SD 57301-6456

Dear Mr. Backlund:

Enclosed is a "Notice" dated October 15, 2010 concerning the 2010 irrigation questionnaire.

The notice was originally mailed to 117 S Lawler, Mitchell, SD. The post office notified us that your address has changed and I will update our records accordingly.

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



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

December 10th, 2025

6314-3
1747-3

Chase Kristensen
204 N Mattie St
Mitchell, SD 57301

Dear Mr. Kristensen:

Each year, the State of South Dakota sends out Water Management Irrigation Questionnaires to collect information based on annual water use from our state's waters.

Per our email correspondence, you have purchased both WR Permits 6314-3 and 1747-1, from Wild Oak Golf Club. For your convenience I have enclosed partially completed "Transfer of Ownership" forms for you to complete and return in the pre-paid envelope.

Please return the form with a check for \$100.00 (\$50.00/transfer) made payable to "SD Water Rights Program" to cover the transfer fee. If you would prefer to pay by card you may call our Fiscal Office at 605.773.5559. This form will still need to be returned even if you are submitting payment over the phone.

If you have any questions or concerns, please give me a call. My direct number is 605.773.8204.

Sincerely,

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

enclosures

PAID

DEC 29 2025

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

Ck# 1114

Rec't#

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

Water Right/Permit No. 1747-3

Date: 12-18-25

I/We request that Water Right/Permit No. 1747-3 formerly owned by:

Wild Oak Golf Club

be transferred to:

New Owner Name:

Legacy Links, LLC DBA Wild Oak Golf Course

Address:

204 N. Mattie St.

mobile: 605-682-9203

City, State, Zip

Mitchell, SD 57301

email:

chase.k@wildoakgolfcourse.com

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

RECEIVED

DEC 30 2025

OFFICE OF
WATER

83.13 acres located in Section 24, T103N, R60W
W1/2 W1/4 - 43.37 acres
NE1/4 SW1/4 - 13.96 acres
L3 - 13.70 acres
NW1/4 SE1/4 - 8.60 acres
LH-2 - 3.50 acres



I understand that the validity of Water Right/Permit No. 1747-3 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,

Chae Kristensen

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, 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 December 29, 2025

RECEIVED OF Legacy Links LLC 204 N Mattie St Mitchell, SD 57301

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 #1747-3	\$ <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 
Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 2nd, 2026

1747-3

Legacy Links LLC
204 N Mattie St.
Mitchell, SD 57301

Dear Mr. Kristensen,

The South Dakota Water Rights Program is in receipt of the "Notice of Transfer of Ownership" form and the required fees you submitted for Water Right No. 1747-3. Enclosed is a receipt of payment for your records.

Water Right No. 1747-3 previously held by Wild Oak Golf Club is now listed under Legacy Links, 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 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 License will be subject to cancellation.

If you have any questions, please contact me.

Sincerely,

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

NOTE: The validity of Water Right No. 1747-3 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.

enclosure