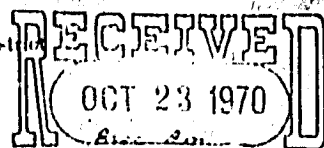


Water Right Number 1865-3

1. Considered May 19, 191
2. Name of Applicant Mason-Rust, Dept, of Interior, Office of Saline Water
3. Post Office Address Box 180, Webster, S.D.
4. Amount of water claimed .44
5. Source of water supply ground water (underground aquifer)
6. Water to be used for Municipal  
Acres to be irrigated -
7. Water to be diverted and used in Day County  
about in Webster City Limits files of
8. Proof of Publication  
Received 1/24  
Not received
9. Application  
Approved   
Subject to   
Not approved   
Action deferred
10. Remarks:

No. 1865-3Map No. 1320.3 Water Division No. 3 BIG SIOUX RIVER District 1  
(Blanks to be Filled by the Engineer for the W. R. C.)

## APPLICATION FOR PERMIT

STATE WATER RESOURCES COMM.  
PIERRE, SOUTH DAKOTA

## To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

Mason-Rust - Contractor for:

1. Name of Applicant U. S. Department of Interior - Office of Saline WaterPostoffice address P. O. Box 180 - Webster State South Dakota

If a corporation show date and place of incorporation \_\_\_\_\_

2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract3. Name of diversion work MASON-RUST WELL4. Amount of water claimed (cubic feet per second) Approximately 200 GPM - Intermittent operation5. Source of water supply Underground aquifer6. Location of point of diversion NW 1/4, Section 35, Township 122, Range 56

Map attached \_\_\_\_\_

County DAY7. Annual period or periods during which water is to be used Year around8. Use to be made of water. (irrigation, industrial, municipal, commercial, recreation, etc.) Municipal

9. For irrigation use, \_\_\_\_\_ Total number of acres to be irrigated \_\_\_\_\_

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

| Land Description | No. Acres Irr. | Land Description | No. Acres Irr. |
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Attach sheet if more space is needed

10. Time required to complete construction of water supply system 2 months years. Additional time required to complete application of water to the proposed beneficial use none years.11. Choice of newspaper for Notice of Intent to Appropriate Water publication Reporter & Farmer - Webster, S. Dak.

12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Drill 12" well to depth of 187'

B. Works proposed to transport water to place of use.

6" pipe from well to Dept. of Interior, Webster Test Facility Building

C. Works proposed to apply water to beneficial use.

Lime softened and electrodialysis treatment prior to use by Webster City

Includes pump house, electrical, pipe line, valves, Estimated Total Cost \$ 39,758.67Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water is proposed. Attach map.  
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of DayI, Mason Rust Co. the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.Signed [Signature]Subscribed and sworn to before me this 19 day of October 19 70

Notary Public (or other qualified officer)

NOTARY PUBLIC  
SOUTH DAKOTA  
EXPIRATION DATE 6, 1973

# WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1865-3

MASON-RUST  
(Applicant)

P.O. Box 180, WEBSTER  
(Post Office Address)

SOUTH DAKOTA  
(State)

With the following modifications:

The ~~irrigation~~ well approved under this Permit will be located near domestic wells and other ~~irrigation~~ 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 or in ~~irrigation~~ wells having prior water rights.

Date of first receipt of application OCTOBER 23 19 70  
Date of return to applicant for correction, amendments or changes required — 19 —  
Date of receipt of corrected application — 19 —  
Approved MAY 19 19 71 Recorded in Book 11 Page 348  
WATER RIGHT PERMIT NO. 1865.3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1865.3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is OCTOBER 23 19 70
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JUNE 29 19 71
3. The whole of said work is to be completed on or before JULY 19 19 71
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JULY 19 19 71
5. The water appropriated shall be used for the purpose of MUNICIPAL
6. 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.
7. The amount of the appropriation herein granted shall not exceed .44 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and 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 JULY 19 19 71; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 28<sup>TH</sup> day of MAY 19 71  
WATER RESOURCES COMMISSION

By:

James  
Chief Engineer, Executive Officer

Certificate of Construction Issued OCTOBER 12 19 72

Water License Issued OCTOBER 12 19 72

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

(1) Drill Hole, Diameter 15 1/4" Reamed 11 3/4", Depth 147'  
(2) Casing, Type Steel - grouted Diameter 12" Thickness 3/16"  
(wood, concrete, steel, etc.)  
(3) Perforated Screen.  
Type Johnson #50 slot, Diameter 12", Length 40'  
(4) Gravel Pack, Thickness Natural, Length of gravel pack \_\_\_\_\_

E. Dugout Information or Estimates.

(1) Surface dimensions \_\_\_\_\_, Depth \_\_\_\_\_

F. Fill out for Either a Well or a Dugout.

(1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials \_\_\_\_\_

\_\_\_\_\_

Depth to top of water bearing material \_\_\_\_\_

Depth to bottom of water bearing material \_\_\_\_\_

Thickness of water bearing material \_\_\_\_\_

Depth to water (ground surface to water level) 128'

(2) Distance to nearest existing household or livestock watering wells.

On same owner's property \_\_\_\_\_ rds. On property owned by others \_\_\_\_\_ rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Mason Ruston John Farnell  
Signature of Applicant

GATTA LOG - PRODUCTION WELL  
BRACKISH WATER CONVERSION DEMONSTRATION  
WEBSTER, SOUTH DAKOTA

Date: 10 August 1967  
Loc: 35-122-56  
Elev: 1812' (Ground Level)

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Date: 10 August 1967

Loc: 35-122-56

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Form 15.

Permit No. 1865-3

Water Diversion No. 3 BIG SIOUX RIVER Water District

### CERTIFICATE OF CONSTRUCTION

This is to Certify, That Mason - Rust

\_\_\_\_\_ the holder \_\_\_\_\_ of  
Permit No. 1865-3, issued upon Application No. 1865-3, bearing date of priority of October 23,  
1970 authorizing the diversion of .44 cu. ft. per second of the waters of \_\_\_\_\_  
ground water County of Day, State of South Dakota at \_\_\_\_\_  
a point 15.6 ft. South and 13 ft. West of the NE Corner, Lot 1, of C4 in  
the NE $\frac{1}{4}$  NW $\frac{1}{4}$ , Section 35, T122N, R56W

\_\_\_\_\_, for municipal use

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 .45 cu. ft. per second of water.

Date October 10, 1972

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

## WATER LICENSE NO. ... 1865-3

(1) WHEREAS, On the 23rd day of October A. D. 19 70  
Mason - Rust

made Water Right Application No. 1865-3 for a permit to use .44 cubic feet per second of the waters of ground water

County of Day State of South Dakota, for municipal  
purposes; and

(2) WHEREAS, On the 28th day of May A. D. 19 71

Permit No. 1865-3 with a date of priority of October 23, 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 19th day of July A. D. 19 71 and for the

application to beneficial use of said water on or before the 19th day of July A. D. 19 71

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 .44 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,

the water receives special treatment to remove much of its mineral content, and is  
then delivered to the City of Webster water distribution system for municipal use.

(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 Mason - Muet

of Webster, South Dakota

the holder \_\_\_\_\_ and owner \_\_\_\_\_ of said permit No. 1865-3 a water right, dating from October 23, 1970

to use of .44 cubic feet per second of the waters of ground water

in the County of Day and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 15.6 ft. South and 13 ft. West of the NE Corner, lot 1, of C4 in the NE 1/4 NW 1/4, Section 35, T122N, R56W

and ~~conduits~~ conducted through the city water distribution system

for the purpose of municipal use

Subject to any limitations listed in Water Right Permit No. 1865-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 10th day of October A. D.

Nineteen Hundred and Seventy-two

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer J.W. GRIMES

Form 6 - Notice of Intent to Appropriate Water

1865-3

Publish first publication, on or before April 22, 1971

**NOTICE  
INTENT TO APPROPRIATE WATER**

Pierre, South Dakota 57501

April 2, 1971

**Mason - Rust**

Notice is hereby given that \_\_\_\_\_  
whose post office address is **Webster**, 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  
.44 cubic feet of water per second of time from ~~the~~ **ground water** through the  
**Mason-Rust Well**, the point of diversion of which is to be located in the \_\_\_\_\_

**NE 1/4 NW 1/4**

of Section 35, Twp. 122N, Range 56W. Said water to be used for the purpose  
of providing ~~irrigation on the following described land:~~  
**municipal supplies for the City of Webster**

This application No. 1865-3 will be considered by the Water Resources Commission at their office at  
Pierre upon the 19th day of May, 1971, at 2:00 P. M. All interested  
persons may appear and be heard.

**WATER RESOURCES COMMISSION**

By:

**BURTON F. JONES, Water Rights Specialist**

cc: Mr. John Funk,  
Test Facility Supervisor, Mason-Rust, Box 180, Webster, S.D. 57274

Form 8 - Proof of Publication - Notice of  
Intent to Appropriate Water

No. \_\_\_\_\_

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA )  
County Day ) ss.

I, Larry Ingalls hereby  
certify that the annexed printed copy of Notice of Intent to Appropriate  
Water was taken from the Reporter and Farmer

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 Webster, S. Dak

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

April 7, 1971

April 14, 1971

April 21, 1971

April 28, 1971

Larry Ingalls  
(Signature)

Editor  
(Title)

4-28-71  
(Date Signed)

First April 7, 1971  
NOTICE INTENT TO  
APPROPRIATE WATER  
Notice is hereby given that Mason  
Rust, whose post office address is  
Webster, 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 44 cubic feet of water  
per second of time from ground water  
through the Mason-Rust Well, the  
point of diversion of which is to be  
located in the NE1/4 NW1/4 of Section  
35, Twp. 122N, Range 58W, said water  
to be used for the purpose of providing  
municipal supplies for the City of  
Webster, S.D.  
This application No. 1865-3 will be  
considered by the Water Resources  
Commission at their office at Pierre  
upon the 19th day of May/1971 at 2:00  
p.m. All interested persons may  
appear and be heard.  
WATER RESOURCES COMMISSION  
BURTON F. JONES  
Water Rights Specialist  
cc: Mr. John Funk,  
Test Facility Supervisor,  
Mason-Rust, Box 180,  
Webster, S.D. 57274  
(Last April 28)

RECEIVED  
MAY 27 1971

STATE WATER RESOURCES COMM.  
PIERRE, SOUTH DAKOTA



June 23, 1970

Mr. John Funk  
Test Facility Supervisor  
Mason - Rust  
P.O. Box 180  
Webster, South Dakota 57274

Dear Mr. Funk:

As per our conversation of June 16, 1970, enclosed are forms and instructions to be used in making application for a water right for a new well.

If you have any questions about completing the forms or the procedure to be used in obtaining a water right, please let me know.

Sincerely,

DONALD DRISCOLL  
Deputy Chief Engineer

DD/bw

Encl: Form 2 and 2A (2)

MASON & HANGER - SILAS MASON CO., INC.

THE RUST ENGINEERING COMPANY

## MASON-RUST

A JOINT VENTURE

P.O. BOX 180

Ph. 605-315-3318

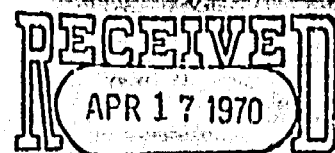
WEBSTER, SOUTH DAKOTA 57274

16 April 1970

Mr. Burton Jones  
State Water Resources Commission  
Pierre, South Dakota

Sub: Water Rights

Re: Your telcon with Mr. Robert Arend on 26 January 1970



STATE WATER RESOURCES COMM.  
PIERRE, SOUTH DAKOTA

Dear Mr. Jones:

Attached is a copy of Mr. Arend's letter to us concerning water rights for our Well No. 6. To this date no representative has called upon our Facility. Please follow up on this request so we may obtain the water rights papers.

We have the two forms mentioned in the letter.

Sincerely,

MASON-RUST

A handwritten signature in cursive script, appearing to read "John Funk".

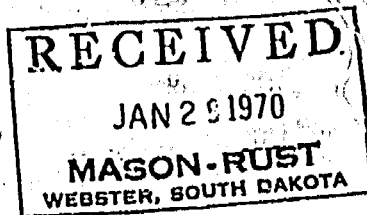
John Funk  
Test Facility Supervisor

JF:sg

# INDEPENDENT DRILLING COMPANY

421 SOUTH FIRST STREET

WEBSTER, SOUTH DAKOTA



MAILING ADDRESS: P. O. BOX 543  
OFFICE PHONE: 229-0110

26 January 1970

Mason-Rust  
Box 180  
Webster, South Dakota

Ref: Water Right

Attn: Mr. John Funk

Dear Sir:

I have this date contacted Mr. Burton Jones, State Water Resources Commission, with reference to the water right for well #6.

The State law says that no permit is needed for replacement construction. Mr. Jones thought you already have a water right.

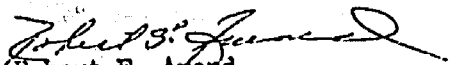
However, he mentioned that one of their representatives will be in the Webster area in about two weeks. At this time you will be contacted and the necessary forms will be made available to you.

I told Mr. Jones that I would forward to you the two inclosures and you can give them to the Water commission representative.

Should you elect to go ahead with the right, let me know and I will forward a check to cover the filing fee.

Sincerely,

Independent Drilling Company, Inc.

  
Robert F. Arend  
President

Incl-2



*Modern Rotary Rigs - All Managed By An Expert Operator*

*We Specialize In All Size Wells*

MASON & HANGER - SILAS MASON CO., INC.

THE RUST ENGINEERING COMPANY

## MASON-RUST

A JOINT VENTURE

P.O. BOX 180

Ph. 605-345-3318

WEBSTER, SOUTH DAKOTA 57274

25 March 1971

Mr. Don Driscoll  
So. Dak. Water Resources Commission  
State Office Building No. 2  
Pierre, South Dakota

Dear Mr. Driscoll:

Enclosed is the second copy of Notarized Application for Permit you requested via phone on 25 March 1971. The well in question is Government owned Well No. 6, located at the Webster Test Facility.

The check for \$8.00 will be sent to you from Mr. Robert Arend of Independent Drilling Company, Inc., Aberdeen, South Dakota.

Thank you for your concern.

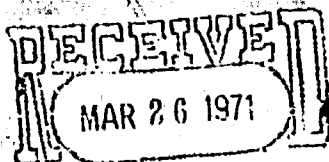
Sincerely,

MASON-RUST

*John Funk*  
John Funk

Test Facility Supervisor

JF:sg  
encl.



SOUTH DAKOTA WATER RESOURCES COMMISSION

John Frank  
Niter, Idaho  
Treatment Plant.

Phone call from  
Bob Abram re a  
notice letter had  
from H. Dept that they  
had us W/12.  
Water Treatment Plant

11/11/11

N

MASON-RUST PROPERTY

LOT 1 OF C4

NENW

35-122-56

1.45 ACRES

15'6"  
WELL #6

13'0"

LOT E-1

NE 1/4 - NW 1/4

35-122-56

0.65 ACRES

MAP NO 1320-3 APPL NO 1865-3

SOUTH DAKOTA

# Department of Water & Natural Resources

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

1865-3

September 8, 1988

Sarah Hews  
City Finance Officer  
PO Box 539  
Webster, SD 57274

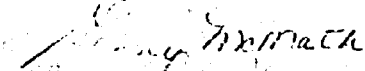
Dear Ms. Hews:

Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Water Right No. 1865-3. Please check over the form and sign in the presence of a notary public. Upon completion of the form, return it to our office with a required filing fee of \$2.50. The water right will then be transferred to the City of Webster.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact us.

Sincerely,



GENNY MCMATH  
Natural Resources Analyst  
605 773-3352

enclosure



NO



TO: American Indian Water Rights  
Fossil Building  
Pierre, SD 57501

Date: Sept. 9, 1988

NW $\frac{1}{4}$  Section 35, T122N, R56W

formerly owned by Mason-Rust

has been transferred to City of Webster, PO Box 539, Webster, SD 57274

(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 1865-3 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 Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA )

53.

County of Day

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

(Signed)

Subscribed and sworn to before me this 9<sup>th</sup> Day of September, 1988.

(Notary Public)

My commission expires 3/19/89

# RECEIPT

Division of Water Rights  
South Dakota Department of Water and Natural Resources

Pierre, September 13, 1988

RECEIVED OF City of Webster, PO Box 539, Webster, SD 57274

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

|                                                                                                                            |       |      |
|----------------------------------------------------------------------------------------------------------------------------|-------|------|
| Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____ |       |      |
| Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____                                         |       |      |
| Fee to retain Future Use Permit No. _____ after period of seven years.                                                     |       |      |
| Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____                        |       |      |
| Fee for Filing Transfer Form <u>Permit No. 1868-3</u>                                                                      | 2     | 50   |
| Fee for Filing Extension Request _____                                                                                     |       |      |
| Fee for Certified Copy of _____                                                                                            |       |      |
| Fee for Print Copy of Map _____                                                                                            |       |      |
| Fee for Certifying _____                                                                                                   |       |      |
| Fee for _____                                                                                                              |       |      |
| (Any Other Work Provided for Law)                                                                                          | Total | 2 50 |

By John Hatch  
Chief Engineer JOHN HATCH (S)



Joe Foss Building

Water Rights Division

Pierre, South Dakota 57501

Phone (605) 773-3352

# Department of Water & Natural Resources

September 15, 1968

City of Webster  
PO Box 539  
Webster, South Dakota 57274

Dear Sir:

D

Enclosed is receipt No. 411403 in the amount of \$ 2.50 which you  
paid for transfer of Water Right No. 1065-3.

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

Sincerely,

Maxine Stirling  
Secretary

ms/  
Enc.

567-3  
1865-3

**WATER RIGHTS PROGRAM  
FILE DOCUMENTATION**

**NAME OF PERSON OR FILE:** Adrian Rumpsa w/City of Webster

**ADDRESS:** PO Box 539, Webster, SD 57274-0539

**COUNTY:** Day

**DATE:** July 27, 1997

**TELEPHONE:** 605 345-3241

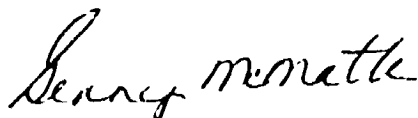
**RE:** status of wells described in Water Right No. 1865-3 & Vested Right No. 567-2

**COMMENTS:**

The city submitted a map showing the two wells still being utilized by the city. I had visited with Adrian Rumpsa earlier about this matter. He called with questions on how they abandon wells. I requested that they submit a map showing the wells still being used to assist us in updating their water rights. Gale Selken then visited with him concerning procedures for abandoning (plugging) two of their wells.

They submitted the map on July 27th. The map shows that the two wells currently in service are wells 5 & 6. In reviewing their water rights, I found that Well #6 in Lot 1 of C-4, is described and authorized under Water Right No. 1865-3. Well #5 is most likely covered under their Vested Right No. 567-3. The vested right covers 3 wells, however they do not appear to be described in the same manner as well #5 on the map.

Prior to reissuing Vested Right No. 567-3, someone will have to visit with the city to obtain more information on the well (location of the existing well as it relates to those described in vested right; and diversion rate used) Once this information is used, the vested right can be reissued to adjust the location, cfs and priority date.



Genny McMath  
Environmental Scientist

**Water Rights Division - DENR**

Conversation or File Documentation

**Name of Person:** Adrian Rumpsa w/City of Webster

**File Nos.** 567-3, 1865-3

**Address:** PO Box 539, Webster SD 57274-0539 **County:** Day

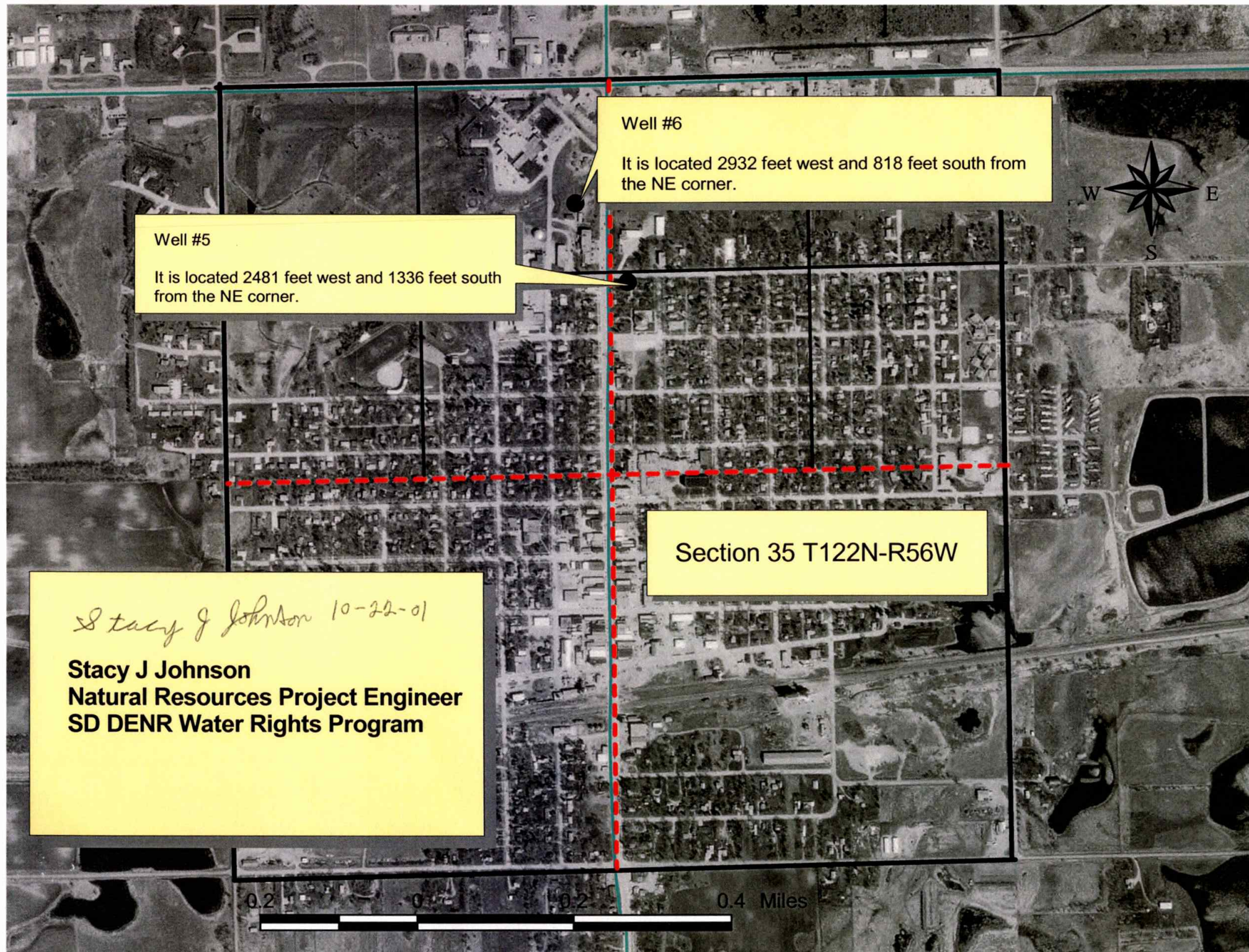
**Date:** October 19, 2001 **Telephone:** (605) 345-3241

**RE:** Status of City of Webster wells covered in Water Right No. 1865-3 and Vested Water Right No. 567-3

**Comments:** Adrian told me that the City of Webster has two wells that are used by the golf course for irrigation and for back up purposes if WEB RWS would go down. I asked him about the capacity of each well. He told me that each has a capacity of 300 gallons per minute (gpm). He also told me that each well has a submersible pump with a 20 horsepower (hp) motor. I then asked him about the location of these two wells. He gave me the same location of the wells that are listed and labeled on the map that he sent to our office.



Stacy J. Johnson  
Natural Resources Project Engineer



Well #6

It is located 2932 feet west and 818 feet south from the NE corner.

Well #5

It is located 2481 feet west and 1336 feet south from the NE corner.

Section 35 T122N-R56W

*Stacy J Johnson 10-22-01*

**Stacy J Johnson  
Natural Resources Project Engineer  
SD DENR Water Rights Program**

0.2 0.4 Miles