

Considered: _____

WATER PERMIT NO. 5119-3

MAP No. same

Name of Applicant Ralph Ritter

Post Office Address RR1, Box 47A, Mound City SD 57646

Amount of Water Claimed 0.10 cfs Total Acres NA

Source of Water Supply ground water 1 well

Water to be used for commercial purposes County Campbell

About 14 miles W of Herreid

PROOF OF PUBLICATION: Received ☒ Not Received ☐

APPLICATION: Approved 5/6/87 Subject to _____

F.F. & C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received Jan 8, 1987 Fee \$50.00 Remarks _____

1/8/87

Corrected Application Received _____ Period of Annual Use Jan 1 - Dec 31

WATER QUALITY APPROVAL RECEIVED NA APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES ☐ NO ☐ REMARKS _____

Diversion Point well: NE 1/4 NE 1/4 section 14 -
T127N-R79W

Land to be Irrigated NA

			⊗		

Well Log: Driller Huron Drilling Licensed YES ☒ NO ☐

Depth of Well 2,350 feet REMARKS _____

Type of Map topo PREPARED BY Del Brosz + R. Duvall Reviewed and the Number assigned on February 24, 1987 By Ron Duvall

No. 5119-3 Hydrologic Unit 10130102
 Map No. Same Basin Missouri River
 Newspaper Prairie Pioneer, Box 218, Bellock (Thurs)

Application For Permit To Appropriate Water Within The State Of South Dakota

Check use of water: Industrial ☐ Commercial ☒ Municipal ☐ Other Common Distribution System ☐
 Rural Water System ☐ Suburban Housing ☐ Geothermal Heat ☐ Institutional ☐ Recreational ☐
 Domestic ☐ (above 18gpm) Other ☐

Type of Application: Check one or more of the following

New ☒ Vested Right ☐ Future Use ☐ Change Use ☐☐ Amend Permit No. _____ with old priority date retainedChange diversion point(s) ☐ Add diversion point(s) ☐ Other ☐☐ Application to: Change diversion point(s) ☐ Add diversion point(s) ☐ on Permit No. _____☐ Construction to use water reserved by Future Use Permit No. _____1. Name of Applicant Ralph Ritter Tony Hahne Phone No. 955-3331Post Office Address RR 1 Box 47 A Mound City State SD Zip Code 57646
(Street, RR or Box)2. Amount of water claimed (c.f.s) 0.10 cfs - 45 gpm3. Source of water supply Well - groundwater4. Location of point of diversion NENE of section 12, T127N, R79WCounty Campbell5. Counties where water will be used Campbell6. Annual period during which water is to be used Jan 1 - Dec 31

7. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

water is used for a resort Ownership of the resort changed from
 Ralph Ritter to Tony Hahne during the application process.

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map
 (see instruction)

STATE OF SOUTH DAKOTA)
 County of Hughes) ss

I, Ralph Ritter the applicant, certify that I have read
 the foregoing application, 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 Ralph Ritter
Karen Schlaak
 Notary Public (or other qualified officer)



Subscribed and sworn to before me this

8th day of January 1987

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 5119-3

Tony Hahne (Applicant) RR1, Box 47A, Mound City (Post Office Address)

SD (State) 57646 (Zip Code) With the following qualifications.

1. The well approved under this permit shall be valved and the flow reduced to the amount needed or to a minimum when not being used. The well shall also be equipped with a pressure gauge and a record kept of any pressure fluctuations. Such records shall be available to the Chief Engineer upon request. If this well is abandoned or the Permit cancelled, the well must be plugged in accordance with Water Management Board Rules, Chapter 74:02:04.
2. The well approved under this Permit is located near domestic wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells.

Date of first receipt of application January 8, 1987.

Date of return to applicant for correction, amendments or changes required _____, 19____.

Date of receipt of corrected application _____, 19____. Approved May 6, 1987.

The Water Management Board hereby approves this Water Permit No. 5119-3 authorizing the construction of the water use system and the placing of water to beneficial use as stated in the Application and as qualified in the Water Permit approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is January 8, 1987.
2. The equivalent of at least one-fifth of the specified work is ~~to be~~ completed ~~on or before~~ _____, ~~19~~_____.
3. The whole of said work is ~~to be~~ completed ~~on or before~~ _____, ~~19~~_____.
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is _____, ~~19~~_____.
5. The water appropriated shall be used for the purpose of commercial use by a resort
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 unlawfully impaired by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 0.10 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 to which water is actually and beneficially applied for commercial use on or before _____, ~~19~~_____; said water to be used during the following described annual period: Jan 1 - Dec 31

WATER MANAGEMENT BOARD

By: John Stated Chief Engineer

Division of Water Rights
Dept. of Water and Natural Resources

JUL 17 1987, 19____

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter 2 1/2 inches Depth 2300 ft
- b) Casing Type K Copper Diameter 2 inches Thickness _____
- c) Screen Type none Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth of Water (ground surface to water level) flowing
- g) Distance to nearest existing domestic well:
- On applicants property None On property owned by others None

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____

c) Crest Width _____

Crest Length _____

d) Height _____

e) Outlet Dimensions:
Pipe diameter _____

Spillway width _____

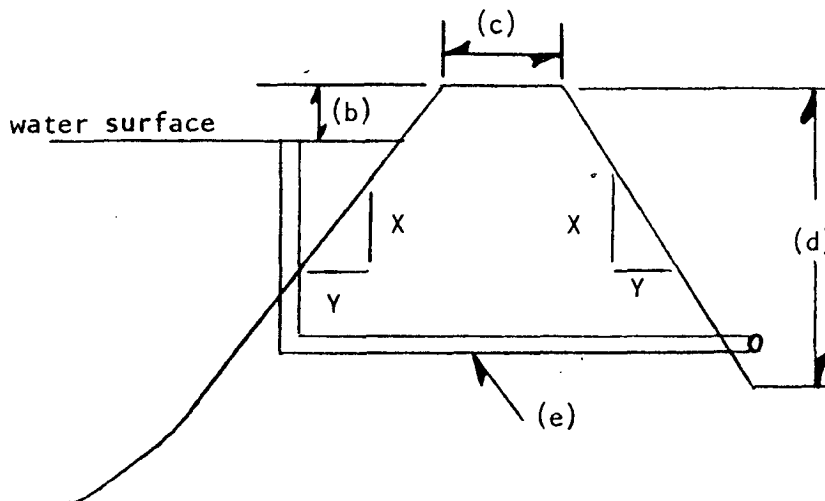
f) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Ralph Rutter
Signature of Applicant

5672

KKINA Corporation
 Roger Ritter, Pres.
 OWNER

Aberdeen, SD
WELL REPORT

Campbell County
 NE 1/4 Sec 14-127-179W
 DESCRIPTION

HURON
 DRILLING CO.
 Huron, S. D.

Aug. 30, 1982
 DATE

CASING LOG

Depth	2350	ft.				
Flows	90-100	gpm	208	ft. 5" Sch. 40	pipe to	208 ft.
Pumps		gpm	2350	ft. Steel K-Copper	pipe to	2350 ft.
Head		ft.		ft.	pipe to	ft.
240 ft. K Copper	Perf. & bottom				pipe to	ft.
Perforations						

Pressure

2090-2330

REMARKS

12 Days

Drilling Time

2 - 5" Drag Bits 5 - 4 1/2" Gear Bits

Rig No. 24

25 Bags Cement

Calvin Hammond

Foreman



HURON DRILLING INC. DRILLERS LOG

PAGE NO. 1

KKLNA Corporation
Roger Ritter, President
JOB NAME

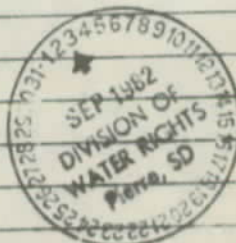
NE 8 Sec 14-122-179W
Campbell County
LOCATION

8-16-82
DATE

24
R/G NO.

Calvin Hammond
FOREMAN

FT	DEPTH	TIME	REMARKS
1	20		
2	40		
3	60		
4	80		
5	100		
6	120		
7	140		
8	160		
9	180		
10	200		Cemented in 208' 5" Steel 25 Hgs
11	220		
12	240		
13	260		
14	280		
15	300		
16	320		
17	340		
18	360		
19	380		
20	400		
21	420		
22	440		
23	460		
24	480		
25	500		
26	520		
27	540		
28	560	RNO	
29	580	8:17	
30	600	8:26	
31	620	8:44	
32	640	9:06	
33	660	9:20	
34	680	9:55	
35	700	10:25	
36	720	10:45	
37	740	11:10	
38	760	11:30	Tough - Hard
39	780	12:00	
40	800	12:30	



HURON DRILLING INC. DRILLERS LOG

Aberdeen, SD

PAGE NO. 2 of 3

KKENA Corporation	NE & SEX-14-127-1796	8-16-82	24	Calvin Hammond
Roger Ritter, President	Campbell County	DATE	RIG NO.	FOREMAN
JOB NAME	LOCATION			

PI No.	DEPTH	TIME	REMARKS
41	820	12:45	
42	840	1:00	
43	860	1:11	
44	880	1:27	
45	900	2:02	Tough
46	920	2:18	Chalk leak 940' 51 bags bran 10 bags bentonite
47	940	4:15	
48	960	4:25	
49	980	4:35	
50	1000	4:50	
51	1020		
52	1040		
53	1060		
54	1080		
55	1100		
56	1120		
57	1140		
58	1160	9:30	
59	1180	9:50	
60	1200	10:15	
61	1220	10:50	
62	1240	11:10	
63	1260	11:45	
64	1280	12:25	
65	1300	12:55	
66	1320	1:10	
67	1340	1:50	
68	1360	2:25	
69	1380	3:00	
70	1400	3:40	
71	1420	4:20	
72	1440	4:55	
73	1460	5:35	1460-1520 Tuff Shale
74	1480	6:30	
75	1500	9:00	
76	1520	10:30	
77	1540	11:05	
78	1560	11:20	
79	1580	11:35	
80	1600	11:50	

HURON DRILLING INC. DRILLERS LOG

Aberdeen, SD

PAGE NO. 3 of 3

KRENA Corporation
Roger Ritter, President
JOB NAME

NE & SE 1/4 - 127-1792
Campbell County
LOCATION

8-16-82
DATE

24
RIG NO.

Calvin Hammond
FOREMAN

DI No.	DEPTH	TIME	REMARKS
81	1620	1:20	
82	1640	3:18	
83	1660	3:42	
84	1680	3:53	
85	1700	5:02	
86	1720	12:09	
87	1740	12:53	
88	1760	1:19	
89	1780	1:39	
90	1800	2:09	
91	1820	2:44	
92	1840	3:22	
93	1860	3:57	
94	1880	4:24	
95	1900	4:49	
96	1920	5:27	
97	1940	6:00	
98	1960	6:40	#1 Gear Bit 4 1/2" Varrel V-3S @ 1960 (97662)
99	1980	10:13	
100	2000	10:52	
101	2020	12:35	
102	2040	1:40	2040-2085 Tuff Shale
103	2060	2:03	
104	2080	4:44	#2 Gear Bit 4 1/2" Varrel V3S @ 2085 (97665)
105	2100	9:35	
106	2120	10:49	
107	2140	12:10	2120-2140 Fair Sand
108	2160	1:10	
109	2180	2:26	#3 Gear Bit 4 1/2" Varrel V3S @ 2185 (97664)
110	2200	9:00	
111	2220	9:55	2205-2220 Fair Sand
112	2240	11:27	
113	2260	2:38	#4 Gear Bit 4 1/2" Varrel V3S @ 2265 (97669)
114	2280	9:56	
115	2300	11:35	2290-2312
116	2320	1:51	#5 Gear Bit 4 1/2" Varrel V3S @ 2325 (97669)
117	2340	10:44	
118	2350	T.D.	

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410699

Pierre, January 8, 19 87

RECEIVED OF Ralph R. Ritter, RR 1, Box 47A, Mound City, SD 57646

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

Fee for Application for Permit No. <u>5119-3</u> to Appropriate Water, to construct works 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 _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer

JOHN HATCH

ms



Department of Water & Natural Resources

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

June 20, 1986

Ray Ritter
Point of View
Box 85, Rt 1
Pollock SD 57648

Dear Mr. Ritter:

The Division of Environmental Quality of this Department has conducted a survey of non-community public water supply systems. As a part of the survey, we have reviewed our records and we can not find any water rights on file for Point of View .

A water permit is required pursuant to SDCL 46-1-15 to use water from a private source for commerical use and in some cases non-commercial use. Any use of water, except for private domestic use, requires a water permit. Examples of commercial use are: truckstops, motels, restaurants, tourists attractions, commercial campgrounds and any other business operation. Examples of non-commercial use that require permits for private supplies are: churches, hospitals and nursing homes (any amount of water) and schools that pump more than 18 gallons per minutes.

If you have a water permit that has been issued under another name or if you believe a permit has been issued under another name, please contact us. We are enclosing the necessary permit application forms and instructions, if you need a permit. Please complete and submit with a filing fee (see instructions). The filing fee for use of 45 gallons per minute or less is \$50.00. The applicant must pay the cost of advertising. If your water system has been in continuous use prior to 1955, it may qualify for a vested right. The filing fee for a vested right is \$15.00.

An existing business without a water right has no right to the use of water. Except for private domestic use, any water users without a water right is not entitled to receive protection in the event of well interference by a new or future user who has a water right. The new users with a water right will have the senior priority over an existing user without a water right. In South Dakota, the first in time (senior priority) is the first in right, except for individual domestic use. Individual household, farm or ranch uses does not require a permit and has preference over all other users of water.

If you have any question or need assistance with completion of the forms, please feel free to contact us.

Very truly yours,


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

enclosures

100° 22' 30"
45° 52' 30"

394000m E.

395

R. 79 W. 396

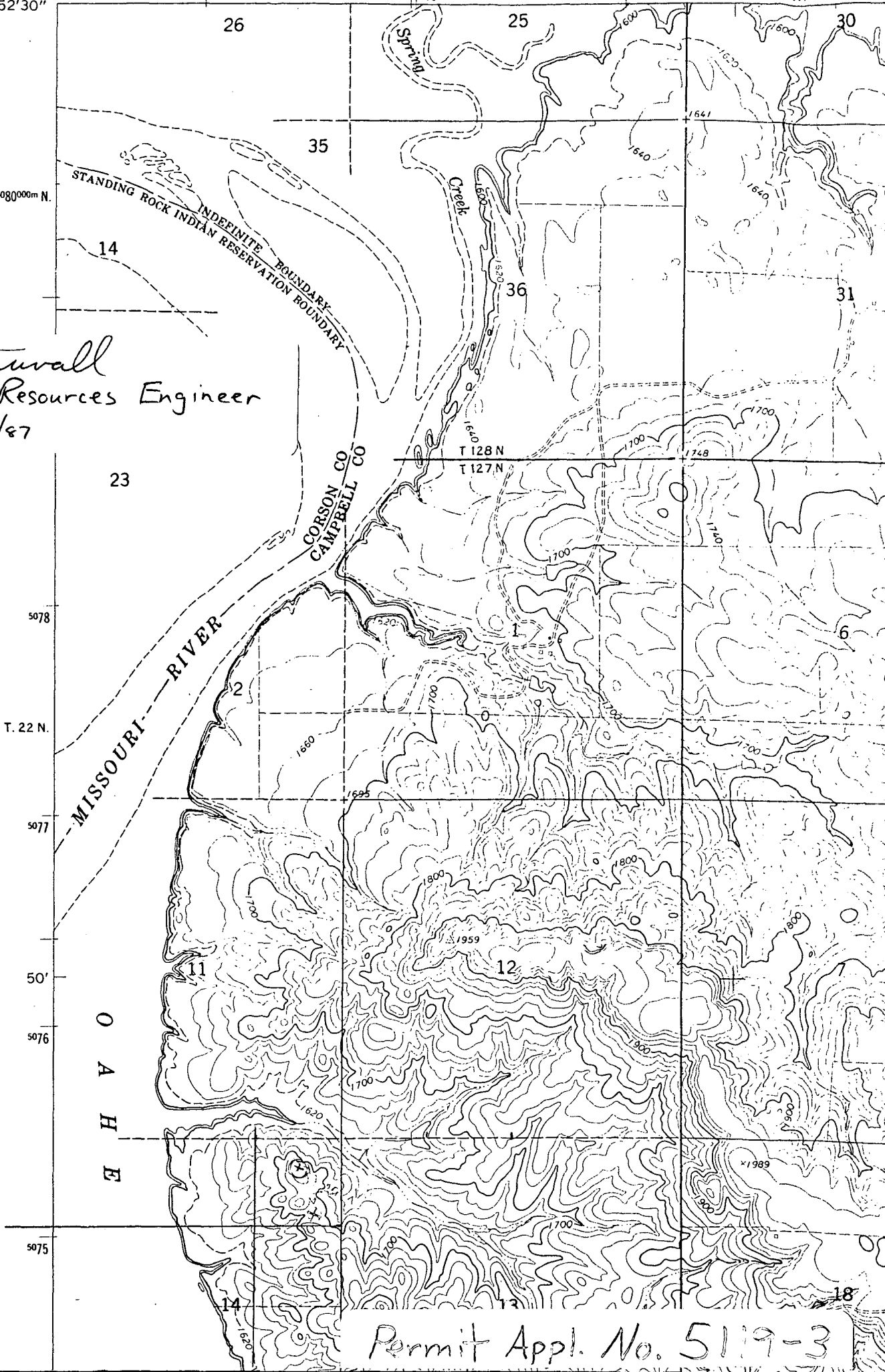
20' R. 78 W.

397

508000m N.

STANDING ROCK INDIAN RESERVATION BOUNDARY
INDEFINITE BOUNDARY

Ron Duvall
Natural Resources Engineer
2/24/87



Permit Appl. No. 5119-3

REPORT ON APPLICATION NO. 5119-3
RALPH RITTER
March 2, 1987

This application proposes to appropriate 0.01 cfs from one well 2350 feet deep located in the NE 1/4 NE 1/4 of Section 14, T127N, R79W. The water is used for commercial purposes by a resort.

Aquifer - Inyan Kara

Geology and Aquifer Characteristics

The Inyan Kara is an assemblage of mostly sandstones with some shales and is approximately 150 feet thick in this area (Gries, 1981). The aquifer is under artesian conditions and the well log submitted by Huron Drilling in 1982 indicated the well flowed 90-100 gpm. The well construction should allow the flow to be controlled.

The SDGS has estimated that 11.1 million acre-feet of recoverable water (Hedges, Etal., 1982) is in the Inyan Kara in Campbell County. There is no estimate for recharge available and the nearest Division of Water Rights observation well in this aquifer is about 100 miles east of this application.

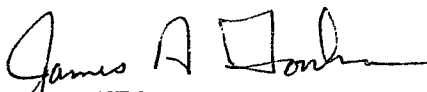
The water quality of this formation is poor and exceeds many drinking water standards (contact D. Bush, DWNR, Office of Drinking Water, Pierre SD). Reports for Campbell County (Koch, 1987) indicate the general water quality to approximately 3000 TDS and very high in sulfates. A sample would need to be properly obtained and analyzed to determine the actual parameters involved.

Review of Existing Water Permits

There are no existing water permits in this area for water from the Inyan Kara.

Conclusions

1. Water is available from the Inyan Kara.
2. No estimate of recharge to this formation is available.
3. There are no existing water permits from the Inyan Kara within miles of this application.
4. The water is being used for the designated purposes at this time.
5. The water quality from this formation is poor and may exceed many of the parameters established for safe drinking water.
6. The well is a flowing well and must be controlled. This application would allow a maximum diversion of 0.10 cfs. When not in use the well must be valved or controlled to prevent the waste of water.


JAMES A GOODMAN
Hydrologist

Bibliography

Gries, J.P., 1981, Series of Bedrock Isopach and Thickness Maps, prepared for DWNR, Office of Drinking Water, Joe Foss Building, Pierre SD 57501.

Hedges, L.S., S.L. Burch, D.L. Iles, R.A. Barari, R.A. Schoon, 1982, Evaluation of Groundwater Resources Eastern South Dakota and Upper Big Sioux River, South Dakota and Iowa, for US Army Corps of Engineers, DWNR, SDGS, Vermillion SD 57069.

Koch, N.C., K.M. Neitzert, 1987, Records of Wells and Chemical Analyses of Ground Water in Campbell County, South Dakota, USGS, Open File Report 87-42, Huron SD 57350.

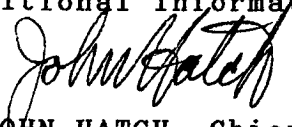
RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT
APPLICATION NO. 5119-3

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 5119-3, Ralph Ritter, RR 1, Box 47A, Mound City SD.

The Chief Engineer is recommending APPROVAL of Application No. 5119-3 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

1. The well approved under this permit shall be valved and the flow reduced to the amount needed or to a minimum when not being used. The well shall also be equipped with a pressure gauge and a record kept of any pressure fluctuations. Such records shall be available to the chief engineer upon request. If this well is abandoned or the Permit cancelled, the well must be plugged in accordance with Water Management Board Rules, Chapter 74:02:04.
2. The well approved under this Permit is located near domestic wells which may obtain water from the same aquifer. The well owner under this Permit shall control his withdrawals so there is not a reduction of needed water supplies in adequate domestic wells.

See the attached report for additional information.


JOHN HATCH, Chief Engineer
March 3, 1987

No. 5119-3

Instruction to Newspaper - Publish first publication of the following Notice on or before April 1, 1987 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 5119-3 to Appropriate Water
~~and/or to Amend Water Permit or Water Right No. _____~~

Notice is hereby given that Ralph Ritter whose mailing address is RR 1, Box 47A, Mound City, South Dakota has made an application for a permit

to appropriate 0.10 cubic feet of water per second from one existing well (Inyan Kara) 2350 feet deep located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 14-T127N-R79W. Water is used for commercial purposes by a resort.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends

APPROVAL of Application No. 5119-3 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at room 216, Joe Foss Building, 523 E. Capitol, Pierre, South Dakota, May 6 19 87 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and the Chief Engineer by April 24, 1987. The petition may be informal, but it must include a statement describing the petitioners interest in the application, the reasons for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2 46-5-30.4, 46-5-31; ~~(ground)~~ 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; ~~(future use)~~ ~~46-5-38 thru 46-5-40; (transfer lands) 46-5-30.4, 46-5-33 thru 46-5-35; (10,000 AFA)~~ ~~46-5-20.1, 46-5-8.1; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; (future use)~~ ~~74:02:01:24 thru 74:02:01:25; (10,000 AFA) 74:02:01:15:02 thru 74:02:01:15:05.~~

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

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWNR, Joe Foss Bldg, Pierre SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by April 24, 1987.

No. 5119-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Campbell) ss.

I, Linda Meyer hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Prairie Pioneer

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the _____

Prairie Pioneer of Campbell

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

April 9, 1987
April 16, 1987

Linda Meyer
(Signature)

Manager
(Title)

4-30-87
(Date Signed)



Cost of Printing: 40.05

**Notice of
Hearing
on Application
No. 5119-3
to Appropriate
Water
Point of View**

Notice is hereby given that Tony Hahne whose mailing address is RR 1 Box 85, Pollock, S.D. 57648, has made an application for a permit to appropriate 0.10 cubic feet of water per second from one existing well (Inyan Kara) 2350 feet deep located in the NE 1/4 NE 1/4 Section 14-T127N-R79W. Water is used for commercial purposes by a resort.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 5119-3 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at room 216, Joe Foss Building, 523 E. Capitol, Pierre, South Dakota, May 6, 1987 at 10:00 a.m.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) approve, 2) approve with qualifications, 3) defer, or 4) deny this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and the Chief Engineer by April 24, 1987. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reasons for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

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

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWNR, Joe Foss Bldg., Pierre, S.D. (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by April 24, 1987.



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

JUL 17 1987

Tony Hahne
RR 1, Box 47A
Mound City, South Dakota 57646

Dear Mr. Hahne:

Enclosed is your Water Permit No. 5119-3 as approved by the Water Management Board authorizing the water diversion system and apply the water to beneficial use, not exceeding the limits as specified in the Water Permit.

We will schedule an inspection so that the Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

enclosure