

Considered: _____

WATER PERMIT NO. VR 5511-3

Phone: 448-2593

Name of Applicant: Clear Lake Resort, Inc.

Post Office Address: RR 2, Box 104, Lake City SD 57247

Amount of Water Claimed: 5 gpm Total Acres: _____

Source of Water Supply: groundwater

Water to be used for: commercial County: Marshall

About 3 miles east, 1 south of Lake City

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

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

PRIORITY Date Received: 3-1-91 Fee: \$15 Remarks Vested Right

with claimed priority date of 1940

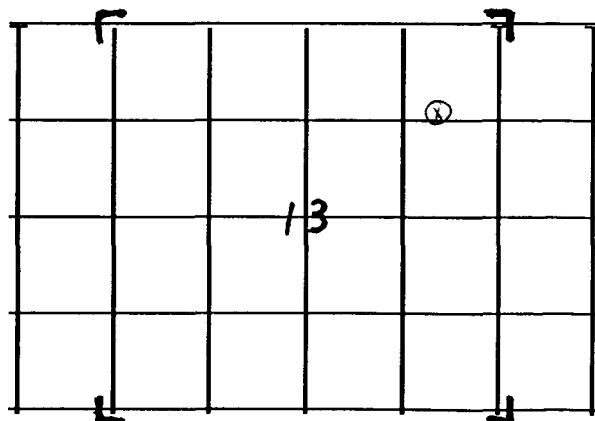
Corrected Application Received _____ Period of Annual Use Jan 1 - Dec 31

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

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

Diversion Point: NE 1/4 NE 1/4 13-126-54

Land to be Irrigated: _____



Well Log: Driller: _____ Licensed YES _____ NO _____

Depth of Well: 34' REMARKS _____

Type of Map: aerial PREPARED BY: Thomas J Martin, SCS Reviewed and the Number

Assigned on 3-1-91 By Karen Schlaak

Mail to: Water Rights Div.
523 E. Capitol
Pierre, SD 57501
(605) 773-3352

No. _____ Hydrologic Unit _____
Map No. _____ Basin _____
Newspaper _____

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 retained
Change 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. _____



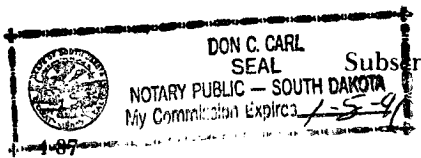
- 1. Name of Applicant Clear Lake Resort, Inc. Phone No. 448-2593
Post Office Address RR 2 Box 104 Lake City State SD Zip Code 57247
(Street, RR or Box) (City)
- 2. Amount of water claimed (c.f.s.) 5 gal. per minute 0.01 cfs
- 3. Source of water supply groundwater
- 4. Location of point of diversion 126-N R54W Section 13, NE4NE4
County Marshall
- 5. Counties where water will be used Marshall
- 6. Annual period during which water is to be used Jan 1 thru Dec. 31st
- 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 used for General Resort use, campers, cabins and restaurant

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 Marshall) ss

I, Clear Lake Resort, Inc. Betty G. Carl ^{Owner} the applicant, certify that I have read this application, have examined the attached map and that the matters stated are true and that I intend, and am able to complete the necessary construction.

Signed Betty G. Carl
[Signature] 19 91
Notary Public



SOUTH DAKOTA

VESTED WATER RIGHT NO. 5511-3

Date of Receipt of Claim March 1, 1991.

Date of Validation July 2, 1991.

The Chief Engineer, on behalf of the Water Management Board validated Vested Water Right Claim No. 5511-3 for Clear Lake Resort, Inc., RR #2 Box 104, Lake City SD 57247 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 5511-3 authorizes diversion of 5 gallons per minute (0.011 cubic feet of water per second) from one well 43 feet deep located in the NE 1/4 NE 1/4 Section 13-T126N-R54W.
2. The appropriated water is used for supplying water to the resort and may not exceed the amount of water needed for beneficial use for commercial purposes.
3. The water is to be used during the following annual period: January 1 - December 31.
4. The priority date of the Vested Water Right is January 1, 1940.
5. The water use system has been constructed and water has been applied to beneficial use.
6. Water Rights obtained in compliance with the laws of the State of South Dakota must not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: 
Chief Engineer, Water Right Division
Department of Environment and Natural Resources

SEP 27 1991
date

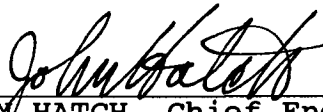
STATE OF SOUTH DAKOTA

VESTED RIGHT WATER LICENSE NO. 5511-3

(1) Clear Lake Resort, Inc. of RR 2, Box 104, Lake City, SD 57247 made Application No. 5511-3, March 1, 1991 for validation of a vested right claim to appropriate 0.01 cubic feet of water per second (5 gallons per minute) from groundwater (one well), Marshall County, South Dakota for commercial purposes. Vested Water Right No. 5511-3 was validated July 2, 1991 with a priority date of January 1, 1940. Construction of the described water supply system and application of water to beneficial use has been completed and complies with applicable provisions of South Dakota State Law.

(2) The applicant is entitled to divert 0.01 cubic feet of water per second (5 gallons per minute) for beneficial use. The location of the diversion point is in the NE 1/4 NE 1/4 Section 13, T126N, R54W.

(3) Pursuant to Section 46-5-30.1 Clear Lake Resort, Inc. of RR 2, Box 104, Lake City, SD 57247 the holder(s) and/or owner(s) of Vested Water Right No. 5511-3 is issued a license to appropriate 0.01 cubic feet of water per second (5 gallons per minute) from groundwater (one well) with a priority date of January 1, 1940 from the location specified in (2) of this license. The water is to be used for the purpose of commercial use. This license is subject to any limitations, conditions or qualifications listed in Vested Water Right No. 5511-3 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Division
Department of Environment and
Natural Resources

SEP 27 1991

NOT TO SCALE

134R-E16
134R-E16

WELL FOR
DOMESTIC USE
only

Thomas J. Martin
Soil Conservation Service

13
13
Clear
Lake



126-54

126-54

Clear
Lake

134R-E16

Affidavit of Water Use

No. _____

(Type or Print in Ink)

Note: This Form is supplemental to Form 2 and is to be used when an affidavit pertaining to construction and water use already constructed is needed, primarily with vested right claims.

**Affidavit Of Construction Of Water Use System
And Application Of Water To Beneficial Use**

Name of Applicant (Same as Form 2) Clear Lake Resort, Inc.
 Post Office Address RR 2 Box 104 Lake City, S.D. 57247
(Street, RR or Box) (State) (Zip Code)

A. Notice of Appropriation _____ Date of Posting _____

 Date of recording _____ Recording date _____
Where Book Page

B. Date of start of construction of water supply system _____

C. Date that water was first applied to beneficial use this well - 1940'sD. Name of owner of original water supply system Clear Lake Resort - Lena IsenseeE. Amount of water originally applied to beneficial use 5 gal per minuteF. Present Use of Water - Amount of water now being used 5 gallons per minute - max
 Date that this water was first used This well was dug in the 1940's & used by
Clear Lake Resort

G. Chronological History of Water Use

Used for Resort from time it was dug.

Attach to this Form 2B any copies of notices, postings, filings, publications, affidavits, or other records that apply. You may also attach any written statement by you, or by others, that you deem pertinent.

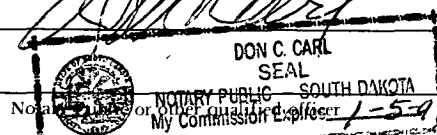
State of South Dakota)

County of Marshall) ^{SS}

I, Clear Lake Resort, Inc. Betty G. Carl ^{Owner, Mar.} the applicant, certify that I have read the foregoing
(print or type)
 and that the matters therein stated are true.

Signed _____

Subscribed and sworn to before me _____

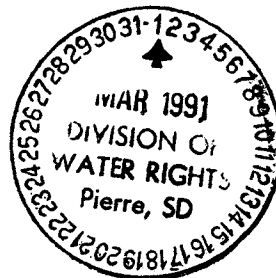


I, the undersigned do hereby certify that I know about the water use system described above, that I have read the foregoing, and that the matters therein stated are true.

Doran Schlekey 2-28Doran Schlekey 19 91Ellsworth Sandsmark 2-28 19 91Ellsworth Sandsmark

Supplemental Information

(type or print in ink)



1. Well Information - Proposed construction

- a) Drill Hole Diameter 2 ft. Depth 34 ft.
- b) Casing Type _____ Diameter _____ Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth to Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
- On applicants property _____ On property owned by others 500 ft. closest

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) Primary Outlet Capacity _____
If Pipe, diameter _____

f) Secondary Spillway Capacity _____
Spillway width _____

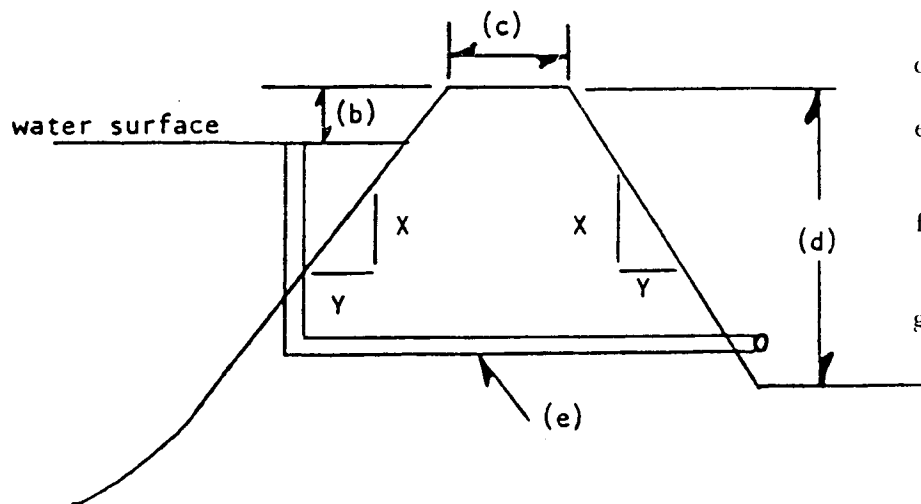
g) X & Y Slope
Upstream _____

Downstream _____

Surface Area of Impoundment _____

Storage _____ acre feet

Drainage area above dam _____



Signature of Applicant _____

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412565

Pierre, March 1, 19 91

RECEIVED OF Clear Lake Resort, Inc., RR 2, Lake City SD 57247

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

Fee for Application for Permit No. <u>5511-3</u> to Appropriate Water, to construct works and to put water to beneficial use	15 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	15 00

By John Hatch
Chief Engineer

JOHN HATCH (ES)

REPORT ON APPLICATION NO. 5511-3
for Clear Lake Resort, Inc.
April 26, 1991

Application No. 5511-3 proposes to appropriate 5 gpm (0.011 cfs) from one well 43 feet deep located in the NE 1/4 NE 1/4 of section 13, T126N R54W within the former boundaries of the Sisseton Wapeton Indian Reservation in Marshall County. The water use has a claimed priority date of January 1, 1940 and is used as a commercial water supply for the resort.

AQUIFER - COTEAU LAKES (COL)

The Coteau Lakes is a glacial outwash (sand and gravel) under predominantly water table conditions. The Coteau Lakes underlies 32,000 acres and contains an estimated 120,000 acre feet of recoverable water in Marshall County (Hedges, 1982). The aquifer is recharged by rainfall and snowmelt locally and is hydraulically connected to some of the area lakes. Generally the lakes serve as discharge areas for the aquifer with ground water levels generally sloping toward the lakes (Koch, 1975).

The Division of Water Rights monitors one observation well ML-70Q which is completed into this aquifer and is located approximately 4 miles south of this application. Water levels for this well respond closely to precipitation, that is, rising during wet weather and declining during dry conditions. The water level record indicates the aquifer is capable of sustaining additional withdrawals (Water Rights, 1991).

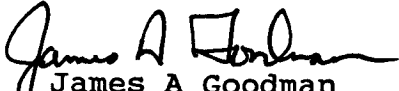
REVIEW OF EXISTING WATER PERMITS/RIGHTS

There are no other existing water rights/permits in this area. There are domestic wells in the area which obtain water from the Coteau Lakes aquifer.

CONCLUSIONS

1. Water is available from the Coteau Lakes aquifer.
2. The aquifer is under water table conditions and the diversion rate is small. Interference is not a problem.
3. The affidavit submitted with the application indicates this well has been used continuous since drilled in the 1940's. A priority date of January 1, 1940 has been assigned to this application.
4. Very little well information was submitted with this application. This is a large diameter well, probably a bored well, and is probably not constructed in accordance with existing well

construction standards. This well should be tested regularly to determine if the water is safe.


James A Goodman
Natural Resources Engineer

BIBLIOGRAPHY

Hedges, L.S., 1982, Evaluation of Ground-water Resources Eastern SD and Upper Big Sioux River, SD and Iowa, for US Army Corps of Engineers, SD DENR, SDGS, Vermillion, SD, 67069.

Koch, N.C., 1975, Geology and Water Resources of Marshall County, SD, SD DENR, SDGS, Vermillion, SD, 57069.

Water Rights, 1991, Observation Well Records for Marshall County, SD DENR, Div. of Water Rights, Pierre, SD, 57501.

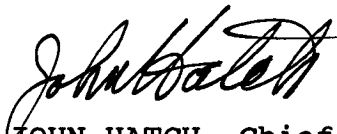
RECOMMENDATION OF CHIEF ENGINEER FOR VALIDATION OF VESTED WATER

RIGHT APPLICATION NO. 5511-3, Clear Lake Resort, Inc.

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 Validation of Vested Water Right Application No. 5511-3, Clear Lake Resort, Inc., RR 2, Box 104, Lake City, SD 57247.

The Chief Engineer is recommending VALIDATION of Application No. 5511-3 for 5 gpm because 1) water has been appropriated as described for commercial use with a priority date of January 1, 1949, 2) the use has been developed without unlawful impairment of existing rights, 3) the use is a beneficial use and 4) it is in the public interest.

See report on application for additional information.

A handwritten signature in cursive script, appearing to read "John Hatch", written in dark ink.

JOHN HATCH, Chief Engineer
April 26, 1991



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTE: TO BE SURE OF PUBLICATION ON
THE CORRECT DATES, CONTACT THE
NEWSPAPER RIGHT AWAY.

May 24, 1991

Betty G. Carl
Clear Lake Resort, Inc.
RR 2 Box 104
Lake City, SD 57247

Dear Ms. Carl:

Your Application No. 5511-3 for a vested water right claim has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of your claim has been sent to the Publisher of the Britton Journal printed at Britton, SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice and notify this office, if you have any corrections or questions.

Be sure to contact the above newspaper to authorize publication of your notice of hearing to validate a vested right and to arrange for payment. Early contact with the paper can eliminate delays. The publisher has been instructed to publish your notice once each week for two consecutive weeks with the last publication to occur twenty days before the board meeting. We must receive Proof of Publication before the application can be considered.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

NOTE: If you plan to contest any part of the Chief Engineer's recommendation, you must file a petition pursuant to the procedures outlined in the attached notice of hearing. The Water Management Board will then consider your concerns during a hearing on the application.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 24, 1991

Britton Journal
Box 69
Britton, SD 57430-0069

ATTN: Legal Publications:

Enclosed is a Notice of Hearing to Validate Vested Right Application No. 5511-3 to be published twice. Please publish the notice on or before June 5, 1991, with the second publication 7 days later.

The APPLICANT MUST VERIFY TO YOU THAT THE NOTICE IS TO BE PUBLISHED, before you make the first publication. Please BILL the APPLICANT for the cost of publication. The APPLICANT is the Clear Lake Resort, Inc., RR 2, Box 104, Lake City, SD 57247.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. IMMEDIATELY return the FIRST publication with the FIRST Transmittal form on the bottom of this page. The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause the applicant costly delays.

Please be sure the SECOND publication is returned IMMEDIATELY with the enclosed Proof of Publication form. DO NOT WAIT until the end of the month or the billing cycle. The permit application cannot be considered until proof of publication has been received.

Sincerely,

Eric Gronlund
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: ATTN: Eric Gronlund
 Water Rights Division
 523 E Capitol
 Pierre SD 57501-3181

Date _____

We are in receipt of your letter of _____ enclosing Notice of Hearing to Validate A Vested Right Application which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper

Instruction to Newspaper - Publish first Notice on June 5, 1991, with the second publication 7 days later. The applicant is responsible for payment.

NOTICE OF HEARING To Validate
Vested Water Right Application No. 5511-3 to Appropriate Water

Notice is given that Clear Lake Resort, Inc., RR 2, Box 104, Lake City, SD 57247 has filed an application to validate a vested water right claim to appropriate 5 gallons per minute from one well 43 feet deep located in the NE 1/4 NE 1/4 Section 13-T126N-R54W. The water use has a claimed priority date of January 1, 1940 and is used as a commercial water supply for the resort.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends VALIDATION of Vested Water Right Application No. 5511-3 because 1) water has been appropriated as described for commercial use with a priority date of January 1, 1940, 2) the use has been developed without unlawful impairment of existing rights, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the vested water right application as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E Capitol, Pierre SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by June 24, 1991. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 5511-3 and 2) the chief engineer's recommendation, a special Board meeting is scheduled for July 2, 1991, at 9:00 a.m. in Room 413, Joe Foss Building, 523 E Capitol, Pierre, SD. If this application is opposed or the recommendation is contested, the July 2, 1991 hearing date may be rescheduled for another Board meeting. If the hearing is rescheduled, notice of the time and place will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The July 2, 1991 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by June 24, 1991.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve the validation, 2) approve the validation with qualifications, 3) defer, or 4) deny validation of the application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 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, 46-2A-18; 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, 46-5-49; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; 74:02:01:19 thru 74:02:01:22.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
 County Marshall) ss.

I, Charles L. Card

certify that the attached printed Notice was taken
 from the Britton Journal

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

City _____ of Britton

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

June 12, 1991

June 19, 1991

Charles L. Card
 (Signature)

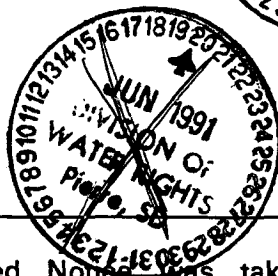
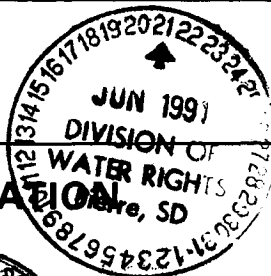
publisher

(Title)

June 19, 1991

(Date Signed)

Cost of Printing: \$52.57



2T(June 12-19)

NOTICE OF HEARING **To Validate Vested Water Right** **Application No. 5511-3 to** **Appropriate Water**

Notice is given that Clear Lake Resort, Inc., RR 2, Box 104, Lake City, SD 57247 has filed an application to validate a vested water right claim to appropriate 5 gallons per minute from one well 43 feet deep located in the NE 1/4 NE1/4 Section 13-T126N-R54W. The water use has a claimed priority date of January 1, 1940 and is used as a commercial water supply for the resort.

Pursuant to SDCL 46-2A-2, the Chief Engineer recommends VALIDATION of Vested Water Right Application No. 5511-3 because 1) water has been appropriated as described for commercial use with a priority date of January 1, 1940, 2) the use has been developed without unlawful impairment of existing rights, 3) it is a beneficial use of water, and 4) it is in the public interest. Unless a petition is filed opposing the application or the applicant files a petition contesting the chief engineer's recommendation, the Water Management Board will NOT CONDUCT a HEARING to consider this application and the chief engineer will issue the vested water right application as recommended. Petitions filed in support of the application will NOT require the Board to hear the application.

Any person interested in opposing or supporting this application must file a written petition with BOTH the applicant and Chief Engineer. The applicant must also file a petition if opposed to the Chief Engineer's recommendation. The Chief Engineer's address is "Water Rights Division, Foss Building, 523 E. Capitol, Pierre, SD 57501 (605 773-3352)" and the applicant's mailing address is given above. A petition filed by either an interested person or the applicant must be filed by June 24, 1991. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the petitioner's reasons for opposing or supporting the application, and the signature and mailing address of the petitioner or the petitioner's legal counsel, if legal counsel is obtained.

For purposes of publishing 1) the notice of hearing on Application No. 5511-3 and 2) the chief engineer's recommendation, a special Board meeting is scheduled for July 2, 1991, at 9:00 a.m. in Room 413, Joe Foss Building, 523 E. Capitol, Pierre, SD. If this application is opposed or the recommenda-

tion is contested, the July 2, 1991 hearing date may be rescheduled for another Board meeting. If the hearing is rescheduled, notice of the time and place will be given by First Class Mail to the applicant and persons filing petitions. Anyone not filing a petition, but interested in attending the hearing, may contact the Division of Water Rights to confirm a hearing date and location. The July 2, 1991 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by June 24, 1991.

If a hearing is held, the Chief Engineer's recommendation is not final or binding upon the Board. The Board is authorized to 1) approve the validation, 2) approve the validation with qualifications, 3) defer, or 4) deny validation of the application based on the facts presented at the public hearing. Any hearing will be an adversary proceeding. Any person filing a petition and/or the applicant have the right to be represented by a lawyer and may present evidence or cross-examine witnesses according to SDCL 1-26. These and other due process rights will be forfeited if not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law. Contact the Water Rights Division to request copies of information pertaining to this application or to assure access to the hearing by the handicapped.

This application is made pursuant to SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-16; 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, 46-2A-18; 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, 46-5-49; 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-26; and board Rules ARSD 74:02:01:01 thru 74:01:01:15; 74:02:01:19 thru 74:02:01:22.



GREAT FACES. GREAT PLACES.

SEP 27 1991

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

5511-3

Clear Lake Resort, Inc.
RR 2, Box 104
Lake City, SD 57247

Dear Sirs:

Enclosed are your Validated Vested Water Right and Water License No. 5511-3. As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

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

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

enclosures