

No. 0104-1

Office of State Engineer
DOCUMENT FILE

Name: Harry W. J.

County: Butte
14158

Harding
Date: Nov. 5, 1901

Filed: Nov. 19, 1901

Location: Left Main
Stream
1400

Pre-Emption of Right of Way and Location of Water.

To Whom These Presents May Concern, Know ye, that I William J. Davis

..... of the County of Butte, in State of South Dakota, a citizen of the United States, do hereby declare and publish as a legal notice to all the world, that I do and have a valid right to the occupation, possession and enjoyment of all and singular, all that tract or parcel of land lying and being in the County of Butte, in the State of South Dakota, for the exclusive right of way for the purpose of constructing a flume or water ditch from Left Water stream to the

NE¹ Sec. 26 and the SW¹ 22W⁴, SW¹ 26⁴ & 27⁴ Sec. 26

of Section 25 in Township 16N of Range 5E B.H.M. more particularly described as follows: Commencing at

a point on said stream from which the sec. corner Sec. 26, 27, 34⁴ & 35⁴ in Township sixteen (16) N. of Range Five (5) East B.H.M. bears S. 30 degrees East & Chain distant canal running thence NE to and upon the above described tract of land. Said canal being six ft. wide and 1 1/2 ft deep and one and a half miles long. W. J. Davis

I also claim and have a valid right to the enjoyment and use of 1000 inches of water from said stream for irrigating purposes to be conveyed through such flume or water ditch to said tract of land, together with all and singular, the hereditaments and appurtenances thereunto belonging or in anywise appertaining.

Witness my hand and seal this 5 day of Nov. A. D. 1901.

W. J. Davis

Notice posted on stream Nov. 4 1901

Ditch commenced at stream Nov. 4 1901

State of South Dakota, }
County of Butte, }

On this 5 day of Nov. 1901, before me, Notary Public

In and for the County and State aforesaid, personally appear W. J. Davis

to me personally known to be the person who executed the foregoing instrument, and acknowledged that he executed the same for the uses and purposes therein set forth. Witness my hand and date above written.

Notary Public

(Seal)

No. 3104-1
Certified copy

Moran
W. J. Davis.

320

State of South Dakota,
County of Beauregard

Office of Register of Deeds,

Filed for record 19 day of

Nov. A. D. 1906

at 3:15 o'clock P. M., and recorded in

Book 7 on page 464

Geo. B. Ross.

Register of Deeds.

By _____ Deputy.

STATE OF SOUTH DAKOTA, ss.

I, _____, Register of Deeds,
do hereby certify that the foregoing is a
true and correct copy of the original
recorded in Book 14158 of page 1 in this
office, and that the same is a
correct copy of the original record.

Dated July 14 1906

A. C. Frost.

Register of Deeds.

By Ada Miller

Deputy.

Pre-Emption of Right of Way and Location of Water?

To Whom These Presents May Concern, Know ye, that I William J. Davis of the county of Butte, in the state of south Dakota, a citizen of the United States, do hereby declare and publish as a legal notice to all the world, that I claim and have a valid right to the occupation, possession and enjoyment of all and singular, all that tract or parcel of land lying and being in the County of Butte, in the State of South Dakota for the exclusive right of way for the purpose of constructing a flume or water ditch from Soft Water Stream to the NE $\frac{1}{4}$ Sec. 26 and the S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25 in Township 16 N of Range 5 E. T.H.M, more particularly described as follows: Commencing at a point on said stream from which the Sec. corner to Sec. 26, 27, 34 and 35 in Township sixteen (16) N. of Range five (5) east B.H.M. bears south 30 degrees east 8 chains distant, canal running thence NE to and upon the above described tract of land, Said canal being six ft. wide and 1 $\frac{1}{2}$ ft. deep and one and a half miles long.

I also claim and have a valid right to the enjoyment and use of 1000 inches of water from said stream for irrigating purposes to be conveyed through such flume or water ditch to said tract of land, together with all and singular, the hereditaments and appurtenances thereunto belong or in anywise appertaining.

Witness my hand and seal this 5 day of Nov. A.D. 1901.
W. J. Davis.

Notice posted on Stream Nov. 4, 1901.
Ditch commenced at stream Nov. 4, 1901.

State of south Dakota,)ss
County of Butte.)

On this 5 day of Nov. 1901, before me a Notary Public in and for the county and state aforesaid, personally appeared Wm. J. Davis to me personally known to be the person who executed the foregoing written instrument, and acknowledged that he executed the same for the uses and purposes therein set forth. Witness my hand and official seal, the day and date above written.

O. O. Stokes ,

(Seal)

Notary Public.

COPY

No. 0184-1

Water Right.

Located by

W. J. Davis.

November 5, 1901.

Butte County.

STATE OF SOUTH DAKOTA,
COUNTY OF HUGHES.

I hereby certify that the within and foregoing instrument is a true, correct and complete transcript of the instrument which it purports to be, as the same was filed for record in the office of the State Engineer.

Witness my hand and official seal, done at my office in Pierre, State of South Dakota this 21 day of November, 1908

Samuel H. Lee
State Engineer.

By *B. B. Lee*
Deputy.

COPY.

PRE-EMPTION OF RIGHT OF WAY AND LOCATION OF CANAL.

TO WHOM THESE PRESENTS MAY COME, Know ye, that I William J. Davis of the County of Butte, in the State of South Dakota, a citizen of the United States do hereby declare and publish as a legal notice to all the world, that I claim and have a valid right to the occupation, possession and enjoyment of all and singular, all that tract or parcel of land lying and being in the County of Butte, in the State of South Dakota, for the exclusive right of way for the purpose of constructing a flume or water ditch from Soft Water stream to the NE1/4 Sec. 26 and the S1/2 NE1/4, SW1/4 NE1/4 and NE1/4 SW1/4 of Section 25, in Township 16 N. of Range 5 E. B.H.W. more particularly described as follows: Commencing at a point on said stream from which the Sec. corner to Sec. 26, 27, 34 and 35 in Township Sixteen (16) N. of Range Five (5) East B.H.W. bears South 30 degrees East 8 chains distant, canal running thence NE to and upon the above described tract of land. Said canal being six feet wide and 1 1/2 ft. deep and one and a half miles long.

I also claim and have a valid right to the enjoyment and use of 1000 inches of water from said stream for irrigating purposes to be conveyed through such flume or water ditch to said tract of land, together with all and singular, the hereditaments and appurtenances therunto belonging or in anywise appertaining.

Witness my hand and seal this 5 day of Nov. A.D. 1901.

W.J. Davis

Notice posted on stream Nov. 4, 1901.

Ditch commenced at stream Nov. 4, 1901.

State of South Dakota }
County of Butte } ss.

On this 5 day of Nov. 1901, before me a notary public in and for the County and State aforesaid, personally appeared Mr. J. Davis to be personally known to be the person who executed the foregoing written instrument, and acknowledged that he executed the same for the uses and purposes therein set forth. Witness my hand and official seal, the day and date above written.

(33AL)

O.O. Stokes, Notary Public

STATE OF SOUTH DAKOTA
COUNTY OF HUGHES

I hereby certify that the within and foregoing instrument is a true, correct and complete transcript of the instrument which is purports to be, as the same was filed for record in the office of the State Engineer.

Witness my hand and official seal, done
at my office in Pierre, State of South Dakota
this 10 day of April, 1908

Samuel H. Lea

B. B. Seely
Marion, Ind.

The following information was obtained from the records of the Bureau of Prisons:

[The rest of the page contains extremely faint, illegible text.]

[illegible]

11

THE UNIVERSITY OF CHICAGO

1990

1. The first of these is the fact that the United States has a large and growing population of Negroes, who are now becoming an important factor in the country's life. This is a fact which the United States cannot ignore, and it is one which the United States must take into account in its foreign policy.

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The applicable portions of Water Right Filings No. 0104-1 and 0105-1 have been incorporated into No. 1279-1 and the abandoned portions of Water Right Filings No. 0104-1 and 0105-1 have been cancelled.