

No. 0105-1

Office of State Engineer
DOCUMENT FILE

Name: Davis, Wm. J.

County: Bette
#18268

Date: Aug. 20, 1902.

Filed: Dec. 23, 1913.

Location: Salt Water
Lagoon
574 m.

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 draw* stream to the

Sr 06th Nth SEth Sec 26 Sr 04th Nth SWth NEth

of Section *15*.....in Township *16 N*.....of Range *5 E BHM* more particularly described as follows: Commencing at

a point on said soft water draw creek at a point from which the 1/4 sec Cor South of Sec 26 T^h 16 N of range 5 E bears S 75° E 26 chains distant said Canal to be 6 ft wide on water line and one ft deep to run North east to and upon the above described tract of land

I also claim and have a valid right to the enjoyment and use of *500*.....feet 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 *20* day of *Aug*.....A. D. 190*7*

William J Davis

Notice posted on stream.....*August 20*.....190*7*

Ditch commenced at stream.....*August 20*.....190*7*

State of South Dakota, }
County of Butte, }

On this *5* day of *Nov*.....190*7*, 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

Notary Public



Certified Copy

WILLIAM J. DAVIS

State of South Dakota

County of *Butte*

Case No. *73*

Filed for record *Dec 3*

at *7* o'clock *P*. M. and *3* of the

Book *13* on *732*

Dec 3 *Page*

Record of Deeds

No. *5105-1*

STATE OF SOUTH DAKOTA
COUNTY OF BUTTE

I hereby certify that the foregoing is a true and correct copy of the original as the same appears in the office of the Register of Deeds of the County of Butte, South Dakota, on the 31st day of August, 1906.

Dated *Aug 31* 190*6*

H. C. Frost

Register of Deeds.

By *S. W. Sellers*

Deputy.

Filed 12th Dec 1911
Reddy S.D.

RECEIVED

DEC 15 1911

OFFICE OF STATE ENGINEER,
PIERRE, S. DAK.

Samuel H. Lee.

Could you let
me know how many
acres of water was put
in William Davis
reservoir No 127 claim.
I get the water
out of his dam for
my desert claim No 21.
and we want to
find out if the 810/10
of acres was put in
the same for me
as it was for Mr Davis.
The Dam was made
higher & broader for me
on claim No 21.

If they are the same
it will have to be
changed to be correct.

And Oblige
Mrs. Daisy A. Davis

December
Fifteenth,
1911.

Mrs. Daisy A. Davis,

Redig, S. D.

Dear Madam:-

This is to acknowledge the receipt of your letter addressed to Mr. Samuel H. Lea, State Engineer. Mr. Lea is at present absent from this office on official business, but your letter will be referred to him immediately upon his return to this office.

Yours very truly,

Clerk.

62-1.

104.35 A.

Water License

Oct. 26, 1911.

The ~~entire~~ permit was for enlargement of original water diversion works of Wm. J. Davis. There is no data in this office to show the extent of ~~water~~ irrigable land on your Desert Entry.

January
Eighth,
1918.

Mrs. Daisy A. Davis,
Redig, South Dakota.

Sir:

In reply to your inquiry of the 15th ult. concerning the use of water from the reservoir of William J. Davis for irrigating your desert claim, will say that there is on record in this office a permit covering the irrigation of 104.35 acres of land. This permit was for the enlargement of an original water right comprising the diversion works of William J. Davis. There is no information on file in this office to show the extent of irrigable land on the desert entry. It is presumed, however, that the enlargement was for the purpose of irrigating the land.

Yours very truly,

State Engineer.

0104-1

0105-1

6-23-83

The applicable portions of Water Right Filings No. 0104-1 and 0105-1 have been incorporated into No. 0079-1 and the abandoned portions of Water Right Filings No. 0104-1 and 0105-1 have been cancelled.