

No. 0219-1

Office of State Engineer
DOCUMENT FILE

Name: Latham, Corn

County: Butte "11" 14847
Harding

Date: July 24, 1902

Filed: July 27, 1902

Location: K-L Creek
1000

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

To Whom These Presents May Concern, Know ye, that I Lora Nathan

.....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 K-K-A-S-S-C stream to the

Northwestern quarter

of Section 13 in Township 18 of Range 1 more particularly described as follows: Commencing

by a dam near S.W. corner of the N.W. 1/4 of the N.E. 1/4 of sec. 13
of township 18 N. of Range one East N.B.M., and a
ditch from said point to and upon the N.E. 1/4 of sec-
tion 13.

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 24th day of July A. D. 1902

Lora Nathan

Notice posted on stream July 27th 1902

(Ditch commenced at stream..... 1902

State of South Dakota,
County of Butte,

27th

1902, before me

John J. Smith

In and for the County and State aforesaid, personally appeared

Lora Nathan

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.

Frank E. Smith

J. B. Smith, Deputy

?

Maria Latham.

Little Missouri Water Dist.

1999

02/2 of Register of T. 1.

July A. D. 1902

at 11:00 A.M., and recorded in

Book 13 in page 27....

Geo. B. Ross
Register of Deeds.

By _____ Deputy.

ST. LOUIS, MO., FEBRUARY 11, 1901.

It is a common mistake to assume that we can fully understand the world by looking at it from a single perspective. In reality, the world is a complex web of interconnected systems, and understanding it requires a holistic approach that considers the whole and its parts. This is why it is so important to have a deep understanding of the world and its many facets. Only then can we truly appreciate the beauty and complexity of the universe around us.

Dated 11th Feb 1908

Register of Deaths.

By _____
Deputy.

A. J. Aerts

COPY.

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

TO WHOM THESE PRESENTS MAY CONCERN, Know ye, that I Cora Lathan 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 K-K- Creek stream to the Northeast quarter of Section 13, in Township 18 of Range 1 more particularly described as follows: Commencing by a dam near SW corner of the NW1/4 of the NE1/4 of Sec. 13 of township 18 north of range one East B.H.W. and a ditch from said point to and upon the NE1/4 of Section 13.

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 24th day of July A.D. 1902.

Cora Lathan

Notice posted on stream July 29th, 1902.

State of South Dakota }
County of Butte } ss.

On this 29th day of July 1902, before me Clerk of Courts personally appeared Cora Lathan to me personally known to be the person who executed the same for the uses and purposes therein set forth. Witness my hand and official seal, the day and date above written.

Frank E. Bennett,
By R.P. Feall, Deputy.

13. 0218-1
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 at my office in Pierre, State of South Dakota this 10 day of April 1902

Samuel H. Lee
State Engineer

B. B. Lee
Deputy State Engineer

Notary Public
July 22, 1902

COUNTY OF HUGHES
STATE OF SOUTH DAKOTA

That I, John Corbett, of the County of Hughes, State of South Dakota, do 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 at my office in Pierre, State of South Dakota this 10 day of April 1902

Samuel H. Lee
State Engineer

B. B. Lee
Deputy State Engineer

Notary Public
July 22, 1902

COUNTY OF HUGHES
STATE OF SOUTH DAKOTA

That I, John Corbett, of the County of Hughes, State of South Dakota, do 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 at my office in Pierre, State of South Dakota this 10 day of April 1902

Samuel H. Lee
State Engineer

B. B. Lee
Deputy State Engineer

Notary Public
July 22, 1902

Attorney at Law and Solicitor at Law of the State of South Dakota, do 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

Office located at Pierre, S.D. 57501-1001
John Corbett

County of Hughes
State of South Dakota

That I, John Corbett, of the County of Hughes, State of South Dakota, do 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

No. 1328-1

**SOUTH DAKOTA Department of
Water & Natural Resources**

Joa Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
(605) 773-3352

APR 24 1985

Richard L. or Bernice G. Cundy
Route #1, Box 55
St. Onge, South Dakota 57779

Dear Mr. & Mrs. Cundy:

Enclosed herewith are your Vested Right Permit, Water License No. 1328-1.
This Water License is the final water right document completing your
process of obtaining a vested water right.

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,

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

enclosures

The applicable portions of Water Right Filings No. 073-1, 0219-1, 0220-1 and
0221-1 have been incorporated into Vested Water License No. 1328-1 and the
abandoned portions of Water Right Filings No. 073-1, 0219-1, 0220-1 and 0221-1
have been cancelled.

Conversation or File Documentation

NAME OF PERSON OR FILE: Richard L. CundyADDRESS: Rt #1, Box 55, St. Onge, S.Dak. 57779 COUNTY HardingDATE: February 14, 1984 TELEPHONE 642-3130RE: Cancellation of Water Right Filing No 0219-1

COMMENTS:

This filing should be for T19N R1E rather than T18N R1E. The topog map does not show draws in section 13, T18N R1E that fit these locations and descriptions listed in the filing.

This filing should be cancelled as there is a Vested Right pending for the same area as per Water Right Filing No 073-1. Filing 073-1 has a priority date of May 1, 1903. ~~1902~~ This indicates that this filing in 1902 had been abandoned in favor of the ~~1902~~ 1903 permit No 073-1. Mr Cundy agreed to cancelling Filing No 0219-1.

Send Cancellation notice to Mr Cundy.

0219-1 has a priority date of 7-24-02

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: L Roy J Mernaugh