

No. 0256-1

Office of State Engineer
DOCUMENT FILE

Name: Munclton, Bert H.

County: Butte " 17717

Date: July 28, 1905

Location: Millers Creek

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

To Whom These Presents May Concern, Know ye, that I Bert L. Moulton

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 Millard Creek stream to the

SW⁴ of the NW⁴ and the NE⁴ of the NW⁴ sec 22 & NE⁴ of the SE⁴

of Section 21 in Township 8 N. of Range 2 E. B. M. more particularly described as follows: Commencing at

a dam and reservoir near the NW corner of the NE⁴ of the SW⁴ of Section Township Eight (8) South of Range Two (2) East B. M. and a ditch or flume or both from said reservoir to and upon lands in the NW⁴ of NW⁴ and the NE⁴ of NW⁴ sec 22 and the NE⁴ of the SE⁴ sec 21 T. 8. R. 2 East B. M. Mer. I

I also claim and have a valid right to the enjoyment and use of 300 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 thereto belonging or in anywise appertaining.

Witness my hand and seal this 27th day of July A. D. 1903 Bert L. Moulton

Notice posted on stream July 27 1903

Ditch commenced at stream May 11th 1902

State of South Dakota,
County of Butte,

On this 27th day of July 1903, before me a clerk of the Courts

in and for the County and State aforesaid, personally appeared Bert L. Moulton

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.

William Fried Clerk of Courts
in and for Butte Co. S. Dak



Certified Copy

EERT L. MOULTON

Noted and recorded in
of *July* 24th day
of *1903* at *2*
o'clock *M.* recorded in
Book *13* and *M* Page *106*
Geo B Ross

REGISTER OF DEEDS

No. 0206-1

Belle, Iowa

17719

Aug 17 6
H C Frost
S P Siller

COPY.

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

TO WHOM THESE PRESENTS MAY CONCERN, Know ye, that I Bert L. Moulton 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, 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 Willow Creek stream to the NW1/4 of the NE1/4 and the NE1/2 of SW1/4 Sec. 22 and NE1/4 of the SE1/4 of Section 21 in Township 3 N. of Range 2 E. E.H.V. more particularly described as follows: Commencing at a dam and reservoir near the SW corner of the NE1/4 of the SW1/4 of Sec. 22, Township Eight (8) North of Range Two (2) East E.H.V. and a ditch or flume or both from said reservoir to and upon lands in the SW1/4 of NE1/4 and the NE1/2 of SW1/4 Sec. 22 and the NE1/4 of the SE1/4 Sec. 21 T.8 R.2 East E.H.V.

I also claim and have a valid right to the enjoyment and use of 530 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 24 day of July A.D. 1903;

Bert L. Moulton.

Notices posted on stream July 24, 1903.

Ditch commenced at stream May 11th, 1902.

State of South Dakota } ss.
County of Butte

On this 24 day of July 1903, before me a Clerk of the Courts in and for the County and State aforesaid, personally appeared Bert L. Moulton 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.

William Fried, Clerk of Courts
in and for Butte Co. S.Dak.

STATE OF SOUTH DAKOTA

No. 0454-1

WATER RIGHT.

Located by

Bert...

July 24,

SOUTH DAKOTA

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 contain, as the same was filed for record in the office of the State Engineer at my office in Pierre, State of South Dakota, this 24 day of July, 1903.

Witness my hand and official seal, done at my office in Pierre, State of South Dakota, this 24 day of July, 1903.

By B. B. Ge...
State Engineer

Recorded July 29, 1903