

No. 0269-1

Office of State Engineer
DOCUMENT FILE

Name: Painter, Lewis L.

County: Butte #17631
Harding

Date: June 25, 1913

Filed: July 2, 1913

Location: Big Creek

1000 in.

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

To Whom These Presents May Concern,

Know ye, that I

Lewis J. Painter

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 *Fry Creek* stream to the

part

of Section *33* in Township *21N* of Range *2E B&M* more particularly described as follows: Commencing at

by a dam located 6 chains East and 3 chains South of the SE corner of the NE 1/4 Section 33 in Township 21N Range 2E B&M and a ditch from said point to and upon the SE 1/4 and NE 1/4 SW 1/4 and SE 1/4 NW 1/4 Section 33 Twp 21N Rg 2E B&M

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

25 day of

June

A. D. 190

3

Notice posted on stream

June 25

Ditch commenced at stream

June 25

State of South Dakota,
County of Butte,

On this

25 day of

June

190

3

before me

a U.S. Commissioner

In and for the County and State aforesaid, personally appeared

Lewis J. Painter

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.



John Thompson, U.S. Commissioner for Dist. of Dak.

Certified Copy

Butte County, Montana

Recorded for record the *2nd* day
of *July* A.D. 1903, at *12⁵*
o'clock *P.*M., and recorded in
Book *13* of *M.* Page *141*
Geo B Ross

REGISTER OF DEEDS

10. 0264-1

17631

AUG 13 1906
H E Frost
S C P Sellers

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

TO WHOM THESE PRESENTS MAY CONCERN, Know ye, that I Lewis L. Painter 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 Hay Creek stream to the part of Section 33 in Township 21 N. of Range 2 E. B.H.Ver. more particularly described as follows; Commencing by a bar located 6 chains East and 5 chains South of the SE corner of the NE1/4 Section 33 in Township 21 N. Range 2 E. B.H.Ver and a ditch from said point to and upon N1/2 SE1/4 and NE1/4 SW1/4 and SE1/4 NW1/4 Section 33 Twp. 21 N. Range 2 E. B.H.Ver.

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 25 day of June A.D. 1903.

Lewis L. Painter.

Notice posted on stream June 25, 1903.

Ditch commenced at stream June 25, 1903.

State of South Dakota {
County of Butte { ss.

On this 25 day of June 1903, before me a U.S. Commissioner in and for the County and State aforesaid, personally appeared Lewis L. Painter 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.

John Thompson, U.S. Cor. for Dist of
S. Dak.

(SRAL)

WATER RIGHT.

16. 0207-1

County of Butte
State of South Dakota

First corrected
Notice to be
filed in the
office of the
State Engineer

Witness my hand and official seal, done
this 29th day of April, 1908.

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 16th day of April, 1908.

Samuel H. Price
State Engineer.

By *W. B. Price*
Deputy.

Attorney
at Law

1908

Witness my hand and official seal, done
at my office in Pierre, State of South Dakota
this 16th day of April, 1908.

located by
of the State Engineer
I also certify
to and upon this
the State Engineer
in Township of N. of Section 22, T. 10 N., R. 10 E., S. 10 E.,
appearing a line of water from the State Engineer
the State of South Dakota for the exclusive right of way for the purpose of con-
veying all that part or parcel of land lying and being in the County of Butte, in
State of South Dakota and being a legal notice to all the world that I claim and
have a valid right to the construction, possession and enjoyment of all and every
part of the State of South Dakota, a citizen of the United States, do
by this these presents hereby certify, know ye, that I Lewis C. Engineer of the Com-

ESS-270102A OF RIGHT OF WAY AND LOCATION OF WATER

1908

No. 1302-1

**South Dakota Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
(605) 773-3352

October 1, 1984

Painter Incorporated
Box 57
Buffalo, South Dakota 57720

Dear Sir:

Enclosed herewith are your Vested Right Permit, Water License No. 1302-1.
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, Chief Engineer
Water Rights Division

JH:ms

enclosures

The applicable portions of Water Right Filings No. 0269-1 and 0270-1 have
been incorporated into Vested Right No. 1302-1. The abandoned portions of
Water Right Filing No. 0269-1 and 0270-1 have been cancelled.