

No. 0270-1

Office of State Engineer
DOCUMENT FILE

Name: *Printer, May E.*

County: *Butte #17632*
Harding

Date: *May 25, 1903*

Filed: *July 2, 1913*

Location: *Butte Creek*
1000 in.

Correspondence: *See*
File #0269-1

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

To Whom These Presents May Concern, Know ye, that I May E. 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 enjoy-
ment 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 Bulle Creek stream to the
farm

of Section 3 3 1/4 in Township 20 N 21 N of Range 2 E B H Mer more particularly described as follows: Commencing at
a dam located 17 chains East of the NE corner of
the SW 1/4 Section 3 3 in Township 21 N Range 2 E B H
and a ditch from said dam to and upon SW 1/4
SE 1/4 and SE 1/4 SW 1/4 Section 3 3 Township 21 N
and Lots 2 and 3 Rec 4 Tp 20 N. Rg 2 E B H Mer

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 A. D. 1903

May E. Painter

Notice posted on stream..... May 25 1903

Ditch commenced at stream..... May 25 1903

State of South Dakota, } ss
County of Butte, }

On this 25 day of June 1903, before me U.S. Commissioner

In and for the County and State aforesaid, personally appeared..

May E. 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, this day and date above written.



May E. Painter
U.S. Commissioner
Butte, Butte Co., S. D.

Certified Copy

Sheweth

Before me, the undersigned

Notary Public for the State of New York, on the 27 day

of July, 1903, at 1:30

o'clock A.M., and recorded in

Book 13 of Marriage 142

Geo B Ross

No. 3270-1

State of New York, County of Albany

Notary Public for the State of New York

I hereby certify that I have carefully examined the within instrument and returned the same to the principal instrument 17632 and that it is a true and correct copy of the same and that the above is a copy of the filing document.

Dated Aug 13 1906 A.D.

H E Frost

Notary.

W P Sellers

Deputy.

COPY.

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

TO WHOM THESE PRESENTS MAY CONCERN, Know ye, that I Vay E. 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 Butte Creek stream to the part of Section 33 and 4 in Township 20 and 21 N. of Range 2 E. E.H.V. more particularly described as follows: Commencing at a bar located 12 chains East of the SE corner of the SW1/4 Section 33 in Township 21 N. Range 2 E. E.H.V. and a ditch from said bar to and upon SW1/4 SE1/4 and SE1/4 SW1/4 Section 33 Township 21 N. and Lots 2 and 3 Sec. 4 Twp. 20 N. Rg. 2 E. E.H.V.

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

A.D. 1903.

Vay E. Painter.

Notice posted on stream Vay 25, 1903.

Ditch commenced at stream Vay 25, 1903.

State of South Dakota }
County of Butte } ss.

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

(SEAL)

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



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
(605) 773-3352

No. 1302-1

0269-1

October 1, 1984

Painter Incorporated
Box 57
Buffalo, South Dakota 57120

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.