

No. 0.2.26-1

**Office of State Engineer
DOCUMENT FILE**

Name: Pearson, J. H.

County: Fuller ⁷⁰⁰⁰

Date: April 5, 1904

Location: Willow Creek

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

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

J. H. Pearson

..... 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 *Willow Creek* stream to the

NW 1/4 SE 1/4

of Section *11* in Township *8 N* of Range *26 B M* more particularly described as follows: Commencing at

a dam near the SE Corner of the NW 1/4 SE 1/4 Section 11 Township 8 Range 26 B M and a ditch or flume (or both) from said dam to and upon the said lands in the said NW 1/4 SE 1/4 Section 11 Township 8 Range 26 B M

I also claim and have a valid right to the enjoyment and use of *500* 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 *5* day of *April* A. D. 190*4*

J. H. Pearson

Notice posted on stream *April 3* 190*4*

Ditch commenced at stream *April 6* 190*4*

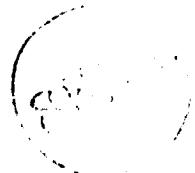
State of South Dakota, }
County of Butte, }

On this *5* day of *April* 190*4*, before me, a County Auditor

in and for the County and State aforesaid, personally appeared *J. H. Pearson*

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.

W. S. Shockley
County Auditor



Accepted copy
(No. 0276-1

J. H. PEARSON

State of South Dakota
County of Butte

Filed for record 5 day of
April 1894
at 10 o'clock P.M., and recorded in
Book 13 on page 755
Geo B Ross
Register of Deeds.

By _____ Deputy.

18800

Aug 31

H E Frost

SWP Nelson

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

To Whom These Presents May Concern, Know ye, that I, J. H. Pearson, 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 Willow Creek stream to the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11 in Township 8 N of Range 2 E. B.H.M. more particularly described as follows: Commencing at a dam near the SE corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11 Township 8 Range 2 E. B.H.M. and a ditch or flume (or both) from said dam to and upon the said lands in the said SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11 Township 8 Range 2 E.B.H.M.

I also claim and have a valid right to the enjoyment and use of 500 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 5 day of April, A. D. 1904.

J. H. Pearson.

Notice posted on stream April 5, 1904.

Ditch commenced at stream April 6, 1904.

State of South Dakota,)
County of Butte.) ss

On this 5 day of April 1904, before me a County Auditor, in and for the County and State aforesaid, personally appeared, J. H. Pearson, 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.

A.S. Shookley.

County Auditor.

(SEAL)

N. 0226-1

Located by

J. H. Pearson.

Apr 11 5, 1904

Butte County

STATE OF SOUTH CAROLINA
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 4 day of February 1909

Samuel H. Lee
State Engineer.

By B. B. Lee Deputy.

Deputy.

1001 T. 130N. R. 10E. S. 10T.

SECRET