

No. 1565.1

Office of State Engineer
DOCUMENT FILE

Lease of Water Right

From: Clarkson, John A.
To: Postells, Anna D.

County: Meade

Location: Elk Creek

Date: Feb. 28, 1905

Filed: June 21, 1905

LEASE OF WATER RIGHT.

This Indenture Made the 28th day of February 1905 by and between John A. Clarkson, an unmarried man, of the County of Meade and State of South Dakota, party of the first part, and Anna D. Costello of the County of Meade State of South Dakota, party of the second part, Witnesses

That the said party of the first part for and in consideration of the sum of Fifty Dollars to him in hand paid by the party of the second part the receipt of which is hereby acknowledged does hereby grant unto the party of the second part her heirs and assigns a license and right to maintain use and enjoy that certain Water Right Dam Ditch and appurtenances erected by him situate on Elk Creek on the South East quarter of the North East quarter of Section Ten Town Three North of Range Seven E. R. M. in Meade County, South Dakota and said ditch running from said dam over and across said premises to the Costello Ranch situate in Section Eleven Town Three North of Range Seven E. R. M. in said County and State with the license and right to divert and appropriate the waters of said Elk Creek thereby for the purpose of irrigating the lands of said Costello Ranch comprising 200 acres for the term of Twenty Five years from the 28th day of February 1905 to the 28th day of February 1930, during which term the party of the second part her heirs and assigns to whom this right and license shall extend shall have the right at all times to enter upon said premises to maintain and repair said dam and ditch or for any other necessary purpose relative to the use and enjoyment thereof.

In Witness Whereof, The said party of the first part has hereunto set his hand and seal this 28th day of February, 1905.

John A. Clarkson.

State of South Dakota,
County of Pennington, SS.

On this 28th day of February, 1905 before me H. H. Johnson a Notary Public within and for said County and State personally appeared John A. Clarkson, well known to me to be the person who is described in and who executed the within and foregoing instrument and severally duly acknowledged to me that he executed the same freely.

In Witness Whereof I have hereunto set my hand and official seal at said County the day and year last above written.

H. H. Johnson,

(Seal)

Notary Public.

Recorded June 21st, 1905 at 9 A. M., in Book 19 on Pages 627 and 628 of the Records of Meade County, S. D.

STATE OF SOUTH DAKOTA, COUNTY OF MEADE, SS.

Office of Register of Deeds.

I hereby certify that the above and foregoing is a full, true, correct and complete transcript of the original record in this office.

Dated this 21st day of July, A. D., 1905.

Frank Smith
Register of Deeds.

No. 8565-1

CERTIFIED COPY.

Lease of Water Right

John A. Clarkson

Moade County.

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Anna D. Costello

Elk Cr.