

Water Right Number 1009-1

1. Considered 0-15, 19 74
2. Name of Applicant FRED D. BRADY
3. Post Office Address SPEARFISH
4. Amount of water claimed .78
5. Source of water supply GROUND WATER
6. Water to be used for IRRIGATION
Acres to be irrigated 53.73
7. Water to be diverted and used in BUTTE County
about 8N 4W Miles of SPEARFISH
8. Proof of Publication
Received 5-14-74
Not received
9. Application
Approved
Subject to
Not approved
Action deferred
10. Remarks:

No. 1009-1Map No. 833-1 Water Division No. 1 BELLE FOURCHE RIVER District 1
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

JAN 1 1974
STATE WATER PROJECT
LARGE SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant Fred D. Brady
Postoffice address 1244 Dimes Ave., Spearfish, State S. Dakota 57783
If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
3. Name of diversion work Brady Irrigation Project #1
4. Amount of water claimed (cubic feet per second) 1.78
5. Source of water supply Proposed Deep Well #1
6. Location of point of diversion 450 ft East and 400 ft South of NW Cor
Sec 11 T 7N, R 1E BLM
- County Butte
7. Annual period or periods during which water is to be used May 1 to October 1
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation & Recreation
9. For irrigation use, Total number of acres to be irrigated 53.73

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
<u>NW 1/4 NW 1/4 Sec 11 - T7N E</u>	<u>24.22</u>		
<u>SW 1/4 NW 1/4 Sec 11 - T7N E</u>	<u>29.51</u>		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 4 years. Additional time required to complete application of water to the proposed beneficial use 0 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Green City Mail, Spearfish, S.D.
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

From Well #1 - irrigation ditch and or pipe

B. Works proposed to transport water to place of use.

Irrigation Ditch

C. Works proposed to apply water to beneficial use.

Ditch and/or SprinklerEstimated Total Cost \$ 10,000.00Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of LawrenceI, Fred D. Brady the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.Signed Fred D. BradySubscribed and sworn to before me this 31st day of JANUARY 19 74

Notary Public (or other qualified person)

MANUEL DAER, NOTARY PUBLIC, S. DAK.
MY COMMISSION EXPIRES OCT. 3, 1978

LOCATION OF LAND TO BE IRRIGATED

SECTION 11	
NW 1/4 NW 1/4	24.22 Ac.
SW 1/4 NW 1/4	29.51 Ac.
TOTAL	53.73 Ac.

NW CORNER SECTION 11 T7N R1E BHM

SURVEYOR'S CERTIFICATE:
I, FRED D. BRADY, REGISTERED LAND SURVEYOR,
DO HEREBY CERTIFY THAT AT THE DIRECTION
OF THE OWNER, I HAVE, FROM AERIAL PHOTO, & LAND SURVEY,
PREPARED THE PROPOSED IRRIGATION PROJECT
AS SHOWN ON THIS MAP.
Fred D. Brady
REGISTERED LAND SURVEYOR



WELL LOCATION
450' E AND 400' S OF
NW COR SEC 11
T7N R1E BHM

LIMIT OF IRRIGATION

IRRIGATION DITCH

24.22 ACRES TO BE IRRIGATED

NW 1/4 NW 1/4

SW 1/4 NW 1/4

PROPOSED DAM
FOR NATURAL RUN-
OFF & WELL OVERFLOW

24.15 ACRES TO BE IRRIGATED

LIMIT OF IRRIGATION

5.36 ACRES TO BE IRRIGATED

LIMIT OF IRRIGATION

ABANDONED RED WATER CANAL

THOMPSON
DITCH

W 1/4 COR SEC 11

KEY

SECTION LINE
1/4 SECTION LINE
1/16 SECTION LINE

SLOPE 2:1

TYPICAL DITCH SECTION

ACKNOWLEDGMENT OF SURVEYOR:
STATE OF SOUTH DAKOTA, LAWRENCE COUNTY
BE IT REMEMBERED THAT ON THIS DAY
OF JUNE, 1972, BEFORE ME, THE UNDERSIGNED,
A NOTARY PUBLIC, PERSONALLY APPEARED
FRED D. BRADY KNOWN TO ME TO BE THE
PERSON, DESCRIBED IN, AND WHO EXECUTED
THE SURVEYOR'S CERTIFICATE.
MY COMMISSION EXPIRES FEBRUARY 6, 1976
Fred D. Brady
NOTARY PUBLIC

IRRIGATION PROJECT #1

FOR

FRED BRADY

ON REDWATER DRAINAGE

Brady Consulting Engineer Spearfish, South Dakota	Drawn By: T.E.B. Checked By: F.D.B.	Scale: 1"=100' Date: JUNE 10, 1972 Sheet 1 of 1
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MAP NO 833-1 (APP. NO 1009-1)

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1009-1

FRED D. BRADY
(Applicant)

1244 AMES AVE., SPEARFISH
(Post Office Address)

SOUTH DAKOTA
(State)

With the following modifications:

THIS WELL MUST BE VALVED AND THE FLOW REDUCED TO A MINIMUM WHEN NOT BEING USED. THIS WELL IS TO BE IN AN ARTESIAN BASIN HAVING LIMITED SUPPLIES, AND RESTRICTIONS AS TO FLOW MAY BE MADE BY THE COMMISSION TO PROTECT PRIOR WATER RIGHTS. IF AT ANY TIME THIS PERMIT IS CANCELLED, OR THE WELL ABANDONED, THE WELL MUST BE PLUGGED TO THE SATISFACTION OF THE COMMISSION. THIS PERMIT DOES NOT AUTHORIZE PUMPING FROM THE WELL, EXCEPT WITH A SUCTION TYPE PUMP.

Date of first receipt of application FEBRUARY 1 19 74
Date of return to applicant for correction, amendments or changes required FEBRUARY 28 19 74
Date of receipt of corrected application MARCH 18 19 74
Approved MAY 15 19 74 Recorded in Book 12 Page 345

WATER RIGHT PERMIT NO. 1009-1

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1009-1 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is FEBRUARY 1 19 74
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 15 19 76
3. The whole of said work is to be completed on or before MAY 15 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 15 19 78
5. The water appropriated shall be used for the purpose of IRRIGATION
6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be injuriously affected by this appropriation.
7. The amount of the appropriation herein granted shall not exceed .78 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventh (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before MAY 15 19 78 said water to be used during the following described annual period: MAY 1 TO OCTOBER 1

Witness my hand this 16TH day of MAY 19 74

WATER RESOURCES COMMISSION

By:

Donald H. Hiseck
Chief Engineer, Executive Officer

Certificate of Construction Issued DECEMBER 6 19 78

Water License Issued DECEMBER 6 19 78

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

- (1) Drill Hole, Diameter 8", Depth 650 feet
- (2) Casing, Type Steel Diameter 6" Thickness .40
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type Johnson, Diameter _____, Length _____
- (4) Gravel Pack. Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates.

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials Limestone - Well log not available
- will furnish when available.

Depth to top of water bearing material 600' ±

Depth to bottom of water bearing material 150' ±

Thickness of water bearing material 10+ feet or more probable

Depth to water (ground surface to water level) Est flowing well

- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property 600 rds. On property owned by others 200 rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Thos. J. Brady
Signature of Applicant

JOHN PAUL GRIES

Consulting Geologist

218 ST. CHARLES STREET
WABD CITY, SOUTH DAKOTA

Fred Brady Well

NE 1/4, sec. 11, T. 7 N., R. 1 E., Butte Co.

Drilled September 1977 by Bice and Taylor, Randy Taylor, driller.

Elevation 3389 (Brady) Total Depth 1440 feet

Drillers log, upper portion of hole:

- 0 - 730 Spearfish redbeds
- 773 Minnekahta limestone, small flow at 768 feet
- 866 Opeche red shale
- 866-872 Minnelusa
- 882 hard cap rock
- 882 soft gray sand, caving or running-traces dead oil
- 895 sandstone, fairly hard but fractured
- 915 sand, soft gray

Sample log, samples start at 730 feet

- 730 - 740 anhydrite, medium crystalline, light pink to brown
 - 760 limestone, finely crystalline, dense to translucent, light brown
 - 780 limestone, very finely crystalline, light gray brown to pink
 - 800 shale, dense, red-brown, streaks anhydrite & satinspar gypsum
 - 860 shale, dense, red-brown to orange-brown
 - 1000 flow, samples all loose sand, gray, very fine
 - 20 anhydrite, pure to sandy, light gray to white
 - 35 dolomite, gray to pink, 2/3; anhydrite, 1/3
 - 45 dolomite, finely crystalline, gray; shale, dolomitic, dark red
 - 80 anhydrite, medium to coarsely crystalline, white; trace dolomite
 - 1100 no sample
 - 20 dolomite, finely crystalline, gray, red, green, some argillaceous
 - 40 dolomite, same, 2/3; sandstone, fine, very anhydritic to porous
 - 60 trace of dolomite, sample mostly Spearfish coming past lead packer
 - 80 sandstone, fine, friable, drills free
 - 1200 sand, as above, 1/2; anhydrite, 1/4; dolomite, 1/4
 - 20 sand, fine, free to very anhydritic (driller logs pink sand 1210-1225)
 - 40 dolomite, very finely crystalline, lavender to gray, greenish, trace dolomitic shale
 - 60 dolomite, same, 3/4; sand, old or new?, 1/4
 - 80 dolomite, very finely crystalline, pink
 - 1300 dolomite, very finely crystalline, gray-brown to reddish, 80%; red and green shale, 20%
 - 20 sand, fine, uniform, free
 - 40 dolomite, finely crystalline, light brown to pink, 1/2; dolomite earthy with green flecks, 50%
 - 60 dolomite, same and some new white fine to medium crystalline dolomite; trace bright green shale
 - 1300 - 80 dolomite, finely crystalline, light pink
 - 90 dolomite, finely crystalline, pink to white, some bright green shale, some fine white sandstone
 - 1400 dolomite, same, and some new dolomite, fine to medium crystalline, white, slightly porous
 - 20 dolomite, very finely crystalline, very light gray
 - 40 dolomite, medium crystalline, white, and new sandy dolomite and shale, calcite crystals from cave.
- Large flow started at 1426, call it top of Madison. Bit dropped 1437-39, cave opening.

4 1/2 inch rise in vertical 8-inch pipe = 710 gpm

reported shut-in pressure 118 psi

Conservation
Commission
Form WI #1

*Water Quality Lab at Poolings
440 - Time*

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SECL 46-6-3 A; AMENDED
(This Form Required for Proposed Well Irrigation Only)

FOR COMMISSION USE ONLY

Irrigation System: ☒

Water Quality: ☒

Soils Capability: ☒

Approved: *5/18/94 - RJ*

Disapproved: ☐

NAME: *Fred J. Bandy - Tringham, WI #1*

ADDRESS: *244 Pines Ave, Springfield, S.D.K.*

COUNTY: *and he is Butte County, Georgia description*

LEGAL DESCRIPTION

1. WELL LOCATION: *Well location 400 ft S & 400 ft E of NW corner Sec 11*
2. AREA TO BE IRRIGATED: *NW 1/4 Sec 11 T7N R1E BL104*

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): *rotating heads*
4. CROPS TO BE IRRIGATED: ☐

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: *2-4% for watershed from Shelburne, S.C.S.*
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: *S. 104 (Shelburne)*

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: ☐
8. SALINITY: ☐
9. SODIUM: ☐

REPORT OF ANALYSIS
 Water Quality Laboratory
 Water Resources Research Institute
 South Dakota State University
 Brookings, South Dakota 57006

Submitted by: Fred D. Brady
 Address 1244 Ames Ave.
Spearfish, South Dakota
57783

Date Rec'd March 1, 1974
 Sample No. 74-104
 Identification Well-
N 1/2, Sec. 11, T 7N, R 1E

WATER ANALYSIS

Calcium (Ca)	250	ppm*	12.50	me/l**
Magnesium (Mg)	53	ppm	4.35	me/l
Sodium (Na)	2	ppm	0.10	me/l
Potassium (K)	2	ppm	0.05	me/l
Sulfate (SO ₄)	820	ppm	17.06	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	3	ppm	0.08	me/l
Bicarbonate (HCO ₃)	242	ppm	3.96	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		me/l
Alkalinity (Methyl Orange)	198	ppm (as CaCO ₃)		g.p.g.***
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	1563	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.03			
Sodium	0.58	% of cations		
Residual sodium carbonate	0.00	me/l		
pH	7.42			
Others:				

*ppm=parts per million

**me/l=milliequivalents per liter

***g.p.g.=grains per gallon

COMMENTS: Total cations 17.00 me/l
 Total anions 21.10 me/l

By: Shirley Mitten

Service Performed

Amount Due

Irrigation analysis

\$6.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 74-104

Amount Enclosed \$

Signed

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1009-1

(1) WHEREAS, On the 1st day of February 74
Fred Brady

made Water Right Application No. 1009-1 for a permit to use .78 cubic feet per second of the waters of groundwater (one well)

County of Butte, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 15th day of May A. D. 19 74

Permit No. 1009-1 with a date of priority of February 1, 1974

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 15th day of May A. D. 19 73 and for the application to beneficial use of said water on or before the 15th day of May A. D. 19 78

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert .78 cubic feet per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent,

to irrigate land all in Section 11-T7N-R1E as follows:

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 24.22 acres

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 29.51 acres

TOTAL 53.73 acres

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Fred Brady

_____ of Spearfish SD
the holder _____ and owner _____ of said permit No. 1000-1 a water right, dating from February 1, 1974
_____ to use of .78 cubic feet per second of the waters
of groundwater (one well)

in the County of Butte and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 1750 feet south and 1020 feet east of
the NW corner of Section 11-T7N-R1E

and conduct to and upon lands in Section 11-T7N-R1E, more fully described on the
face of this license

for the purpose of irrigation

Subject to any Limitations listed in Water Right Permit No. 1,000-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 6th day of December A. D.
Nineteen Hundred and Seventy-eight

WATER RIGHTS COMMISSION

By:

John Hatch
Civil Engineer, Executive Officer
JOHN HATCH

Permit No. 1009-1

Water Diversion No. 1 Belle Fourche Water District
River

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Fred Brady

_____ the holder _____ of
Permit No. 1009-1, issued upon Application No. 1009-1, bearing date of priority of February 1,
1974 authorizing the diversion of .78 cu. ft. per second of the waters of _____
groundwater (one well) County of Butte, State of South Dakota at _____
a point 1750 feet South and 1020 feet East of the NW corner
of Section 11-T7N-R1E
_____, for Irrigation

_____, for _____ purposes, has 8 complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use 1.32 cu. ft. per second of water.

Date December 6, 1978

By: WATER RIGHTS COMMISSION
John Hatch
JOHN HATCH, Chief Engineer

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 1009-1

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Lawrence) ss.

I, Jane Carlstrom hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Times Daily News

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the

City of Lawrence

County of Lawrence and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

May 2, 1974

May 2, 1974

Jane Carlstrom
(Signature)

Burton F. Jones
(Title)

5-10-74
(Date Signed)

No. 1009-1
Published for publication on or
after April 3, 1974

INTENT TO APPROPRIATE
WATER

Pierre, South Dakota 57501

April 3, 1974

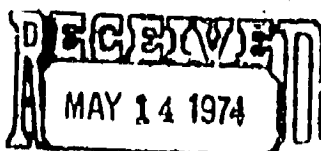
Notice is hereby given that
Fred D. Brady whose post office
address is Spearfish, South
Dakota, has made an applica-
tion in accordance with the
provisions of the water laws
of South Dakota for a permit to
appropriate for beneficial use
.78 cubic feet of water per second
of time from artesian
ground water through the Brady
Irrigation Project No. 1, the
point of diversion of which is
to be located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$
of Section 11, Twp. 7N, Range
1E. Said water to be used for
the purpose of providing irri-
gation on a portion of the fol-
lowing described land: W $\frac{1}{2}$
NW $\frac{1}{4}$, Section 11, T7N, R1E.

This application No. 1009-1
will be considered by the Water
Rights Commission at their of-
fice at Pierre upon the 15th
day of May, 1974, at 2:30 p.m.
All interested persons may ap-
pear and be heard.

WATER RIGHTS COMMISSION

By: Burton F. Jones,
Water Rights Specialist
Burton F. Jones,

BFI/bw
cc: Fred D. Brady, 1244 Ames
Ave., Spearfish, S. D. 57783.
(247 21 M-2-9)



STATE WATER RIGHTS
PIERRE, SOUTH DAKOTA

1009-1

Publish first publication, on or before May 2, 19 74

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 3, 19 74

Notice is hereby given that Fred D. Brady

whose post office address is Spearfish, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

.78 cubic feet of water per second of time from the artesian ground water through the

Brady Irrigation Project #1, the point of diversion of which is to be located in the

NW 1/4 NW 1/4

of Section 11, Twp. 7N, Range 1E. Said water to be used for the purpose of providing irrigation on the following described land:

NW 1/4 NW 1/4, Section 11, T7N, R1E

This application No. 1009-1 will be considered by the Water Rights Commission at their office at Pierre upon the 15th day of May, 19 74, at 2:30 P. M. All interested persons may appear and be heard.

~~WATER RESOURCES COMMISSION~~
WATER RIGHTS COMMISSION

By:

BURTON F. JONES, Water Rights Specialist

BFJ/bw

cc: Fred D. Brady, 1244 Ames Ave., Spearfish, S.D. 57783

Permit No. 1009-1

1200

Water Division 1 Belle Fourche River Water District

REPORT OF EXAMINATION OF WORKS AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by Fred D Brady
 of 1244 Ames Ave. Spearfish, S.D. 57183 holder
 of Permit No. 1009-1, bearing date of priority of February 1, 19 74
 authorizing the diversion of 1.78 cu. ft. per second of the waters of One Deep Well
 for Irrigation purposes, in Butte County.

I have to report on the condition of the same as follows:

The Water Use System consists of,

A. Works used to divert the water.

Artesian well, 110 PSI, Flowing 600 gpm
Well has complete shut off when not in use

B. Works used to transport water to place of use,

600 ft Aluminum pipe, 6" dia
100 ft " " 4" dia with sprinklers

C. Works used to apply water to beneficial use.

Laterals with sprinklers

The system is in the following condition: Good

The point of diversion is located 1750 ft South and 1050 ft East of the
N.W. corner of Section 11, T7N R1E

The works are capable of diverting and conveying to the place of use 1.33cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: NW 1/4 NW 1/4 - 24.22 Ac.

SW 1/4 NW 1/4 - 29.51 Ac. All in Section 11, T7N R1E

comprising a total of 53.73 acres of land.Well: Artesiancapacity 600 gpmDepth = 1440 ftcased to 1130 ft.In Madison Formation

Date November 16, 1978
Leroy J. McLaughlin
 (Signature)

**OVERSIZE
DOCUMENT IS
SUPPLEMENTARY
TO MICROFILM FILE**

**SOUTH DAKOTA Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

December 19, 1989

1009-1
1010-1
1185-1

Donald & Ann Brady
1118 Indian Hills
Gillette, WY 82716

Dear Mr. & Mrs. Brady:

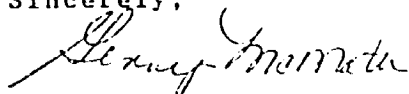
Enclosed are partially completed "Notice of Transfer" forms for use in filing ownership changes on Water Right Nos. 1009-1, 1010-1 and 1185-1. These forms are being sent to you in response to the 1989 irrigation questionnaires.

Please check over the forms and sign in the presence of a notary public. Upon completion of the forms, return them to our office with a required filing fee of \$2.50 each (total of \$7.50).

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosures

NOTICE OF TRANSFER OF OWNERSHIP



1009-1

TO: Chief Engineer
Water Rights Division, DWNR
523 East Capitol
Pierre, SD 57501-3181

Date: January 1, 1990

I/We request that Water Permit/Right No. 1009-1

formerly owned by: Fred Brady

be transferred to: (name & address) Donald F. Brady & Ann J. Brady, 1118 Indian Hills Drive,
Gillette, Wyoming 82716 (telephone No.) 307-686-2034

Title to the following described land(s)/property has been transferred as described above:
53.73 acres - W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 11, T7N, R1E

I/We understand that the validity of Water Permit/Right No. 1009-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

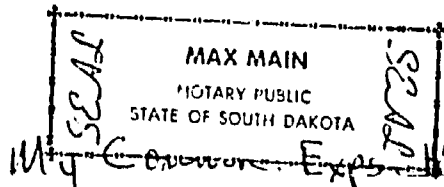
STATE OF SOUTH DAKOTA

County of Butte
Donald F. Brady and

I/We Ann J. Brady being first duly sworn on my oath depose and say that my relation to the above described undertaking is of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Ann J. Brady, Donald F. Brady
(Signed)

Subscribed and sworn to before me this 1st day of January, 1990.



Max Main
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a water right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412021

Pierre, January 10, 1990

RECEIVED OF Donald & Ann Brady, 1118 Indian Hills Dr, Gillette, WY 82716

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form Water Permit No. 1009-1	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By Valerie Hottel (mu)
Chief Engineer

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

January 16, 1990

1185-1
1009-1
1010-1

Donald F & Ann J Brady
1118 Indian Hills Drive
Gillette WY 82716

Dear Mr. & Mrs. Brady:

Enclosed are receipts in the amount of \$2.50 each which you paid for transfer of Water Permit Nos. 1185-1, 1009-1 and 1010-1.

Our records now show you as the owners of these Water Permits.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Senior Secretary
Water Rights Division
605 773-3352

enclosures





1009-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

October 20, 1998

1009-1
1010-1
1185-1

Donald F & Ann J Brady
PO Box 250
Beulah, WY 82712-0250

Dear Mr. & Mrs. Brady:

Enclosed is a "Notice" dated October 16, 1998 concerning your 1998 irrigation questionnaires. The notice was originally mailed to PO Box 475, Gillette, WY. The post office notified us that your address has changed and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

enclosures