

1. Considered: 2/3, 1981 VESTED RIGHT
Water Right No. 1238-1

2. Name of Applicant JEAN GRAY

3. Post Office Address 1812 CREEK DRIVE, RAPID CITY 57701

4. Amount of Water Claimed 2.31 maximum acre feet

5. Source of Water Supply OLIVER DRAW & DRY DRAW

6. Water to be used for IRR acres to be irrigated 162

7. County MEADE about 7 1/2 miles E of HELIX

8. PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: (Approved) 5/1/82 Subject to _____

Not Approved _____ Action Deferred _____

PRIORITY 1906 Dated Received 11-12-81 Application complete-yes/____ no _____ FEE 13.00

Remarks Delayed by mail - but from Public Lands Office

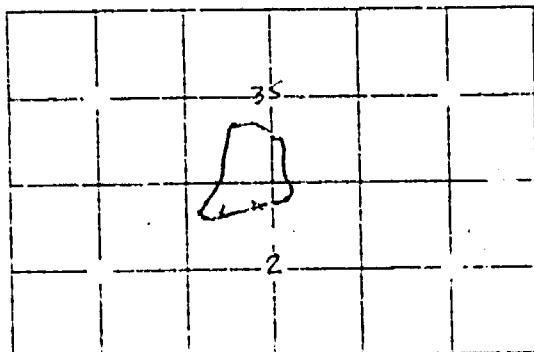
(Henry J. Savelkoul, Jr.)

Corrected Application received _____ Period of Annual Use MAR - thru OCT

WATER QUALITY NA Received yes _____ no _____ APPROVED/CONDITIONAL (Circle one)

Will Description same as application-yes _____ no _____ Remarks _____

Disapproved _____ Returned _____



Diversion Points BETWEEN

NE⁴ NW⁴ & NW⁴ NE⁴ 2-4N-11E

Land to be irrigated

E^{1/2} SW⁴, NW⁴ SW⁴, SW⁴ SW⁴,

SW⁴ SE⁴, Sec 35- 5N-11E &

NE⁴ NW⁴, NW⁴ NE⁴ & NE⁴ NE⁴

2-4N-11E

WELL LOG Driller _____ Licensed - yes _____ no _____

N/A Depth _____

Remarks _____

Water Right No. _____

MAP Map No. 1045-1 Map located in Water Right X Map file _____
 Type of Map DRAWN Prepared by MERNAUGH

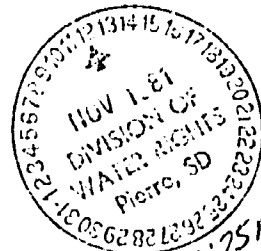
REVIEWED This Application was received within 30 days of the date received, accepted as complete, Number assigned and written up for advertisement before the Board on:

1-4-81

Billy Westlund
 (Signed)

PROTESTS Letters/Petitions in File - yes _____ no _____ Remarks _____

REMARKS Date _____
 F.F. & C. Final Decision, including F.F. & C. of Law were adopted _____
 OF LAW, Date _____
 FINAL Final Decision mailed to parties and/or parties notified that Final Decision was
 DECISIONS adopted _____
 L.C. Remarks _____

No. 1238-1Map No. 1045-1 Water Division No. 1 Belle Fourche River District
Above for Office Use 10120202

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

Check one of the following:

New ☐ Vested Right ☒ Future Use ☐Change in Diversion ☐ Additional Diversion ☐Change in Acreage ☐ Additional Acreage ☐

1. Name of Applicant Jean Gray Phone No. 343-2125
 Post Office Address 1312 Creek Drive, Rapid City State SD 57701
(Street, RR, or Box) (Town) (Zip Code)

If a corporation, show date and place of incorporation _____ completed

2. Method of accomplishing work (contract, employment of others, or by direct labor) _____

3. Name of diversion work _____

4. Amount of water claimed (cubic feet per second) 2.315. Source of water supply Oliver Draw and Dry Draws

6. Location of point of diversion Point A-1250'S and 330'W of the N $\frac{1}{4}$ corner Sec. 2; Point B-1250'S
and 50'E of the N $\frac{1}{4}$ corner of Sec. 2; Point C-1250'S and 480'E of the N $\frac{1}{4}$ corner of
Sec. 2, T4N, R11E County Meade

7. Annual period or periods during which water is to be used March thru October8. Use to be made of water (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation (W.S.)9. For irrigation use, Meade Total number of acres to be irrigated 162

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.
NE $\frac{1}{4}$ NW $\frac{1}{4}$ 2-4N-11E	27
SW $\frac{1}{4}$ NE $\frac{1}{4}$ " " "	32
NE $\frac{1}{4}$ NE $\frac{1}{4}$ 2 " "	2
NW $\frac{1}{4}$ SW $\frac{1}{4}$ 35-5N-11E	11

Land Description	No. Acres Irr.
NE $\frac{1}{4}$ SW $\frac{1}{4}$ 35-5N-11E ✓	27
SW $\frac{1}{4}$ SW $\frac{1}{4}$ " " " ✓	17
SE $\frac{1}{4}$ SW $\frac{1}{4}$ " " " ✓	40
SW $\frac{1}{4}$ SE $\frac{1}{4}$ " " " ✓	6

Attach sheet if more space is needed

10. Time required to complete construction of water supply system completed years. Additional time required
 to complete application of water to the proposed beneficial use _____ years.

11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water _____

12. Principal Features of the Proposed Water Supply System.

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

diversion dams

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

ditches

C. Works proposed to apply water to beneficial use.

spreader dikes and ditches for flood irrigation

Estimated Total Cost \$ _____

Attachments: 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 Miner) ss.

I, Jean Gray 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 Jean GraySubscribed and sworn to before me this 11th day of November, 1981

Notary Public (or other qualified officer)

My Commission Expires 2-1-83

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. _____

1238-1

JEAN GRAY

(Applicant)

1812 CREEK DRIVE, RAPID CITY

(Post Office Address)

SOUTH DAKOTA 57701

(State)

With the following qualifications

"VESTED RIGHT" CLAIMED

Date of first receipt of application _____ NOVEMBER 12, 1981

Date of return to applicant for correction, amendments or changes required _____, 19__

Date of receipt of corrected application _____, 19__

Approved FEBRUARY 4, 1982, Recorded in Book 22 Page 339

WATER RIGHT PERMIT NO. 1238-1

The Water Management Board hereby grants and issues this Water Right Permit No. 1238-1 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as qualified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is 1906, to
2. The equivalent of at least one-fifth of the work above specified is ~~to be~~ completed ~~on or before~~ 19__
3. The whole of said work is ~~to be~~ completed ~~on or before~~ 19__
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is COMPLETED, 19__
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 2.31 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 irrigation purposes said appropriation must be limited to not more than 2 acre feet per acre per year and be limited to not more than one-seventieth (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 THIS DATE, 19__; said water to be used during the following described annual period: MARCH THRU OCTOBER

Witness my hand this 4TH day of MARCH, 1982

THE WATER MANAGEMENT BOARD

By: John Hatch
Chief Engineer, Water Rights

Certificate of Construction Issued MARCH 4, 1982

Water License Issued MARCH 4, 1982

NOTE: This Form is supplemental to Form 2, and is to be used when an affidavit pertaining to construction and water use, already completed, is needed.

AFFIDAVIT OF CONSTRUCTION OF WATER USE SYSTEM AND APPLICATION OF WATER TO BENEFICIAL USE

Name of Applicant (Same as Form 2) Jean Gray
 Post Office Address 1212 Creek Drive, Rapid City, State South Dakota 57701
 If a Corporation show date and place of incorporation _____

13. Notice of Appropriation (if available)

Date of Posting July 10, 1903 Date of Recording June 27, 1906

Recording Data _____

14. Date of start of construction of water supply system. 1906

15. Date that water was first applied to beneficial use 1906

16. Name of owner of original water supply system. John B. Oliver

17. Amount of water originally applied to beneficial use 20 c. f. s.

18. Present Use of Water

Amount of water now being used 2.31 c. f. s.

Date that this amount of water was first used 1940's estimate

19. Chronological History of Water Use

Water was first applied about 1906

In the 1940's and 1950's more dikes and ditches were constructed to assist in applying water more efficiently for flood irrigation.

This land has been irrigated continuously since 1906.

NOTE: This Vested Right is updating Water Right Location Permit No. 0510-1 originally filed by John B. Oliver.

Attach to this Form 2B. any copies of notices, postings, filings, publications, affidavits, or other records that apply. You may also attach any written statement by you, or others, that you deem pertinent.

STATE OF SOUTH DAKOTA)

County of Pennington) s.

I, Jean Gray
 the matters therein stated are true.

Applicant, certify that I have read the foregoing and that

Signed Jean Gray

day of November, 1981

Robert Emery

Notary Public or other qualified Officer -

Commission Expires 2-7-83

water use system described above that I have read the

Subscribed and sworn to before me this

I, the undersigned, do hereby certify that I know the foregoing and that the matters therein stated are true.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1238-1

(1) WHEREAS, On the 12th day of November A. D. 19 31Jean Graymade Water Right Application No. 1238-1 for a Vested Right 2.31 cubic feet per second of the waters of Oliver Draw & Dry DrawCounty of Ward, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 4th day of February A. D. 19 32Permit No. 1238-1, with a date of priority of 1906was issued to said applicant RECOGNIZING for the diversion of said water, and provided for the completion of construction of the water supply system therein described on XXXXXX XXXXXX XXXXXX and for the application to beneficial use of said water on XXXXXX XXXXXX XXXXXX

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 2.31 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 the following lands:

Section 2, T4N, R11E

NW 1/4 NW 1/4 (BB) 27 acres

NW 1/4 NE 1/4 (AB) 32

NE 1/4 NE 1/4 (AA) 2

Section 35, T5N, R11E

NW 1/4 SW 1/4 (CB) 11

NE 1/4 SW 1/4 (CA) 27

SW 1/4 SW 1/4 (CC) 17

SE 1/4 SW 1/4 (CD) 40

SW 1/4 SE 1/4 (DC) 6

TOTAL 162 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 Jean Gray

_____ of Rapid City, South Dakota
the holder _____ and owner _____ Vested Right
of said permit No. 1238-1 a water right, dating from 1906
_____ to use of 2.31 cubic feet per second of the waters
of Oliver Draw and Dry Draw

in the County of Meade and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinafter mentioned, to be diverted at Point "A" 1250 feet south and 330 feet west of the
N 1/4 corner, Section 2, Point "B" 1250 feet south and 50 feet east of the N 1/4 corner
Section 2; Point "C" 1250 feet south and 480 feet east of the N 1/4 corner of Section
2, all in T4N, R11E for irrigation

and conducted to and upon portions of lands in Section 2, T4N, R11E and Section 35,
T5N, R11E, more fully described on the face of this License

for the purpose of irrigation

This Water License No. 1238-1 is based on Vested Right Claim recorded and filed with
the Water Management Board.

Subject to any limitations listed in Water Right Permit No. 1238-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 4th day of March A. D.
Nineteen Hundred and Eighty-two

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 1238-1

Water Diversion No. 1 Belle Fourche River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Jean Gray

Vested
Right

_____ the holder _____ of
Permit No. 1238-1, issued upon Application No. 1238-1, bearing date of priority of 1876
_____ authorizing the diversion of 1.33 cu. ft. per second of the waters of _____
Oliver Draw & Dry Draws County of Hende, State of South Dakota at _____
Point "A" 1250' south and 330' west of the N 1/4 corner, Section 2; Point "B"
1250' south and 50' east of the N 1/4 corner of Section 2; Point "C" 1250' south
and 480 feet east of the N 1/4 corner of Section 2 all in T4N, R11E for
irrigation

_____ purposes, has _____ 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 recognized found satisfactory
condition for diverting and conveying to the place of intended use 20 cu. ft. per second of water.

Date March 4, 1932

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

Permit No. 1238-1Water Division 1 Belle Fourche River Water District

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

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by Jean Grayof 1812 Creek Drive, Rapid City, SD 57701 holder,of Permit No. 1238-1, bearing date of priority of 1906, 19__authorizing the diversion of 2.31 cu. ft. per second of the waters of Blaine, Arroyo & Dry Runfor irrigation purposes, in Meadow 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:

Diversion Dikes and Rams.

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

Diversion Ditches

C. Works used to apply water to beneficial use.

Diversion Dikes & DitchesThe system is in the following condition: FairThe point of diversion is located PT 'A' = 1200'S + 330' W of the N $\frac{1}{2}$ Sec. 2; PT 'B' = 1230'S
and 30' E of the N $\frac{1}{2}$ Sec. 2; PT 'C' = 1200'S and 480' E of the N $\frac{1}{2}$ Cor Sec. 2
all in T4N R11EThe works are capable of diverting and conveying to the place of use 20 cfs.cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: the following in Sec. 2, T4N R11ENW $\frac{1}{4}$ NW $\frac{1}{4}$ - 27 Ac., NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 32 Ac., NE $\frac{1}{4}$ NE $\frac{1}{4}$ - 32 Ac.The following in Sec. 35, T5N R11E - NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 11 Ac.NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 27 Ac., SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 17 Ac., SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 40 Ac.,SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 6 Ac.comprising a total of 162 acres of land.Date September 14, 1981LeRoy J. Menaugh
(Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8545

November 12, 1931

PIERRE,

RECEIVED OF Jean E. Gray, 1812 1/2 Creek Dr., Rapid City, SD 57701

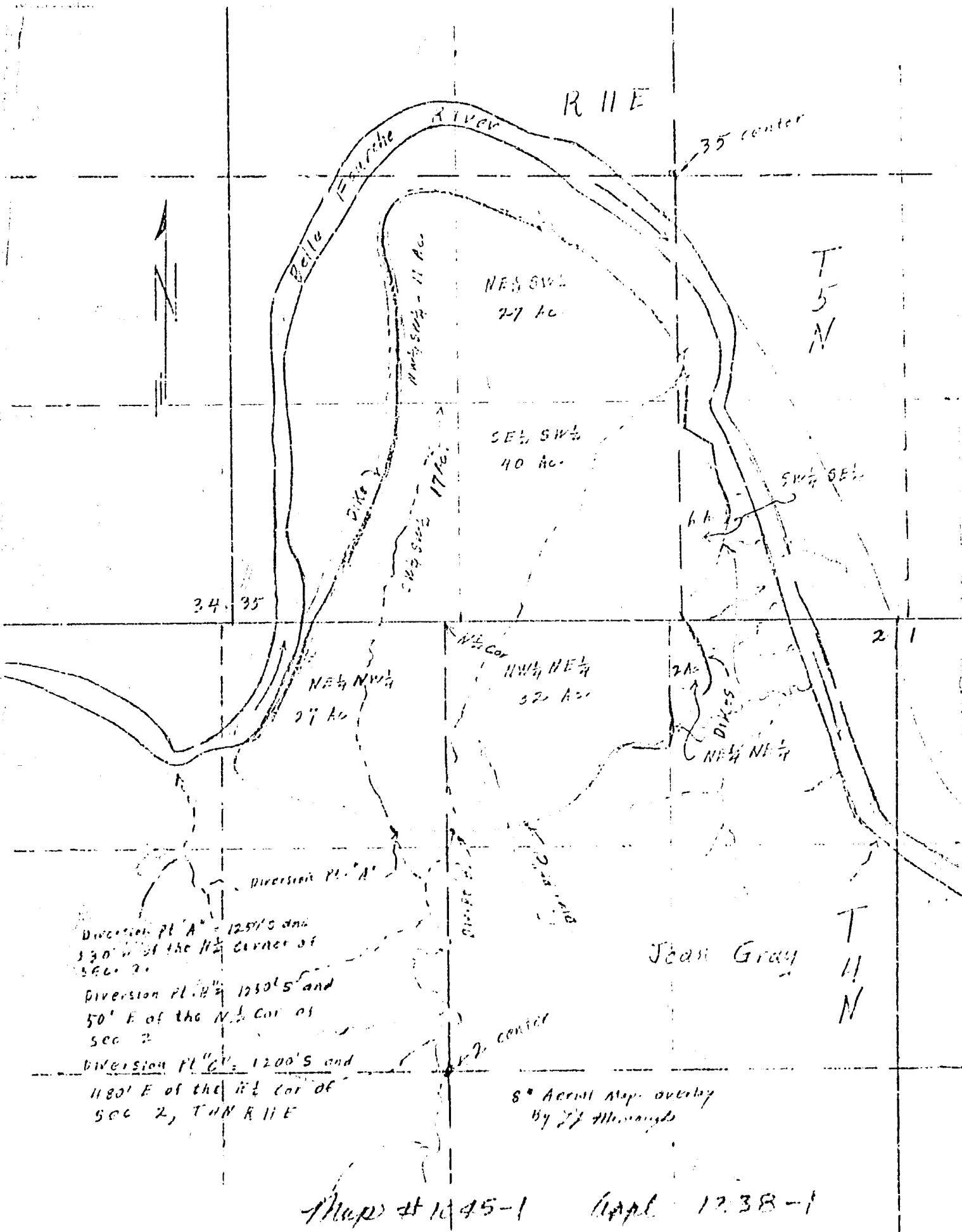
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. 1233-1 (exam'nation, processing, recording and filing) -----	8.00
Fee for inspecting Construction, and issuing Cert. of Construction No. 1233-1 -----	2.50
Fee for inspecting Beneficial Use, and issuing Water License No. 1233-1 -----	2.50
Fee for issuing Location Certificate-Dry Draw, No. -----	
Fee for filing -----	
Fee for certified copy of -----	
Fee for Print copy of map -----	
Fee for Certifying -----	
Fee for -----	
(any other work as provided by law)	
TOTAL	13.00

WATER RIGHTS COMMISSION

By

John L. Tsch 7/60
Chief Engineer, Executive Officer

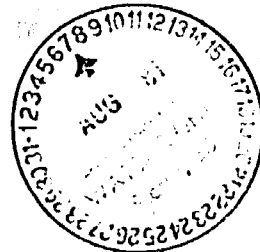
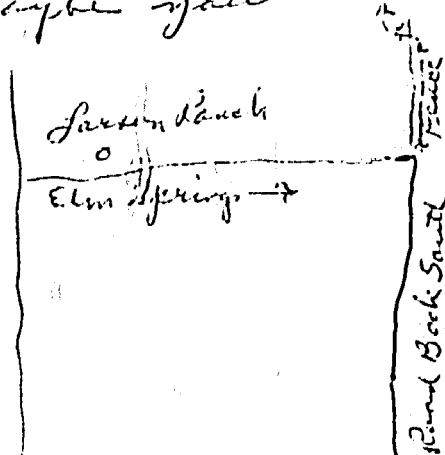


0510-1

August 5, 1981

Dear Mr. Mennanph:

I stopped at the Larson ranch yesterday & they didn't seem to know where the road was, which surprised me, as they have lived there for a long time. But Mrs. Larson thought maybe you should go this way



New Underwood

You would turn off road & go North where Road turns South. Go on East side of fence always & go thru gate & go on West side of fence. Go down ridge & drop down to my land.

Hope this helps you

Sincerely
Jean Perry

over

I would like to know
if these water right gives
us the right to pump out
of the river if we would
decide to put in a pump,
etc.

If not, what does a
person have to do to get
these rights.

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

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division
(605) 773-3352

November 9, 1981

Jean Gray
1812 Creek Drive
Rapid City, SD 57701

Dear Mrs. Gray:

On July 21, 1931 I met with you regarding a possible Vested Right on your property in Section 2, T4N, R11E and Section 35, T5N, R11E. On September 14, Allen Shoun was kind enough to take time out and drive me to the site as he was familiar with its location. I found that there were diversion dikes and dams still in use and in good condition, therefore, you should file a Vested Right to update the old original permit number 0510-1 that was filed by John B Oliver back in 1903.

To assist you in filing for the Vested Right, I am enclosing two completed copies of Forms 2 - Application for Permit, and Form 2B - Affidavit of Water Use. Please check both forms over, make any corrections necessary, then have the forms notarized and return two copies of Form 2 and one copy of Form 2B as indicated on the enclosed instruction sheet, with a check for \$13.00 to cover the cost of the filing fees, the inspection fee and the Water License. Enclosed is a map of the area and a copy of the old Water Right Location that you may keep for your files.

Upon approval of the Vested Right by the Water Management Board, Permit No. 0510-1 will be cancelled as all of the pertinent data will be incorporated in the Vested Right.

If you have any questions regarding the matter, please feel free to contact this office.

Sincerely,

LEROY J MEINHAUGH
Water Resources Engineer

LJM/gy

encl

Equal Opportunity Employer



Department of Water & Natural Resources

Joe Foss Building Water Rights, Water Management Division
Pierre, South Dakota 57501 (605) 773-3352

3-4-82
~~October 18, 1982~~

Jean Gray
1812 Creek Drive
Rapid City SD 57701

Dear Mr. Gray:

Enclosed herewith are your Vested Right Permit, Water License No. 1262-1
and Certificate of Construction.

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, WMD

JH: ks

enclosures

NOTE: Recognition of Vested Right No. ~~1262-1~~ ¹²³⁸⁻¹ includes the incorporation of
of Permit No. 0510-1 and Permit No. 0510-1 has been placed in cancelled
status.

Equal Opportunity Employer

Feb '92 minutes

Permit No. 1095-1 was issued to the City of Sturgis. The system has not been used for 3 years.

Permit No. 1117-1 was issued to George Johnson. The system was never constructed.

Permit No. 1507-3 was issued to Frank Hays and is now owned by Leo Stonor. The system was abandoned because not enough water could be found.

Permit No. 1946-3 was issued to D. O. Halse. The system was never constructed.

Permit No. 2131-3 was issued to E. M. Young. The system was never constructed.

Permit No. 2329-3 was issued to L.B.S. Ranch. The system was never constructed.

Permit No. 2462-3 was issued to Wendell Nelson. The system was never constructed.

Permit No. 2651-3 was issued to Leonard Dvcracek. The system was never constructed.

Permit No. 2748-3 was issued to Kenneth Hofer. The system was never constructed.

Permit No. 2953-3 was issued to Evert Jouvstra. The system was never constructed.

Permit No. 3408-3 was issued to Lyle Telkamp. The system was never constructed.

Permit No. 3759-3 was issued to Russell Anderson. The system was never constructed.

Mr. Decker MOVED, SECONDED by Mr. Harms that all the Permits from 2-1 through 3759-3 listed as Exhibit 1 (copy on file) be CANCELLED. MOTION CARRIED.

VESTED RIGHT CONSIDERATIONS

1238-1. Jean Gray, Rapid City, South Dakota

Application is for 2.31 cfs of water from Oliver Draw and a dry draw to irrigate 162 acres. Mr. Jones stated this is an updating of one of the old zero number permits. The water was first put to use in 1906 and has been in use since that time.

Mr. Ryland MOVED, SECONDED by Mr. Decker that Application No. 1238-1 be recognized as a vested right and that portions of Filing No. 0510-1 that apply to Vested Right 1238-1 have been incorporated into No. 1238-1 and the abandoned portions of Filing No. 0510-1 have been cancelled. MOTION CARRIED.

Water Rights Division
605 773-3352

November 5, 1982

V/R 1238-1
V/R 1262-1

Jean Gray
1812 Creek Drive
Rapid City SD 57701

Dear Mr. Gray:

In writing up the vested right No. 1262-1 which was recognized by the Water Management Board on October 7, 1982 it was discovered that you already have a Vested Right No. 1238-1, covering the same lands. Therefore we will be returning the \$13 filing fee as soon as it is processed by our fiscal office. Vested Right No. 1262-1 will be withdrawn from our records.

We are enclosing a copy of your vested right No. 1238-1.

If you have any questions, please contact this office.

Sincerely,

BETTY WESTLUND
Water Resources Engineer

BW:ks

enclosure

1238-1

SOUTH DAKOTA

VESTED WATER RIGHT NO. 1238-1 FOR IRRIGATION

Date of Receipt of Claim November 12, 1981.

Date of Validation September 30, 1992.

The Water Management Board validated Vested Water Right Claim No. 1238-1 for irrigation purposes for Jean Gray, 1812 Creek Drive, Rapid City, South Dakota, 57701 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 1238-1 appropriates 2.31 cubic feet per second of water from dry draws to irrigate 162 acres. The points of diversion are located in the NE1/4 NW1/4 and the NW1/4 NE1/4 Section 2, T4N, R11E. The irrigated lands are located in the NE1/4 NW1/4, N1/2 NE1/4 Section 2, T4N, R11E and in the SW1/4, SW1/4 SE1/4 Section 35, T5N, R11E.
2. The appropriation may not exceed the amount of water needed for beneficial use for irrigation. The appropriation may not exceed 3 acre feet per irrigated acre per year. Water is to be used during the following annual period: March 1 to October 31.
3. The priority date of the Vested Water Right is: January 1, 1906
4. The water use system has been constructed and water has been applied to beneficial use.
5. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: [Signature]
Chief Engineer

MAR 23 1993

date

Division of Water Rights
Dept. of Environment and Natural Resources

1238-1

STATE OF SOUTH DAKOTA

VESTED RIGHT WATER LICENSE NO. 1238-1 FOR IRRIGATION

(1) Jean Gray of 1812 Creek Drive, Rapid City, SD 57701, made Application No. 1238-1, November 12, 1981 for validation of a vested right claim to appropriate 2.31 cubic feet of water per second from Oliver Draw and city draws, Meade, County, South Dakota, for irrigation purposes. Vested Water Right No. 1238-1 was validated September 30, 1992 with a priority date of January 1, 1906. Construction of the described water supply system and application of water to beneficial use has been completed and complies with applicable provisions of South Dakota State Law.

The original claim described acreage irrigated in portions of Section 2, T4N, R11E and Section 35, T5N, R11E. A portion of the land in Section 2 was not described properly on the water license issued in 1982. The acreage described as being in the "NW 1/4 NW 1/4" Section 2 should have read "NE 1/4 NW 1/4" Section 2. The vested right claim has been validated and the license is being reissued to correct the error.

(2) The vested right owner is entitled to divert 2.31 cubic feet of water per second for beneficial use. The location of the diversion points are: Point A - 1250 feet south and 330 feet west; Point B - 1250 feet south and 50 feet east; Point C - 1250 feet south and 480 feet east; all from the N 1/4 Section 2, T4N, R11E.

The location of the irrigated acreage is:

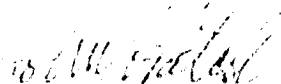
T4N, R11E	Section 2	NE 1/4 NW 1/4	27 acres
		NW 1/4 NE 1/4	32 acres
		NE 1/4 NE 1/4	2 acres
T5N, R11E	Section 35	NW 1/4 SW 1/4	11 acres
		NE 1/4 SW 1/4	27 acres
		SW 1/4 SW 1/4	17 acres
		SE 1/4 SW 1/4	40 acres
		SW 1/4 SE 1/4	6 acres
Total			162 acres

1238-1

Vested Water Right License No. 1238-1

Page 2

(3) Pursuant to Section 46-5-30.1 Jean Gray of 1812 Creek Drive, Rapid City, SD 57701 the holder and/or owner of Vested Water Right No. 1238-1 is issued a license to appropriate 2.31 cubic feet of water per second from Oliver Draw and dry draws with a priority date of January 1, 1906 from the location specified in (2) of this license. The water is to be used for the purpose of Irrigation. This license is subject to any limitations, conditions or qualifications listed in Vested Water Right No. 1238-1 and subject to South Dakota State Law.

 MAR 23 1993

JOHN HATCH, Chief Engineer

Water Rights Division

Department of Environment and Natural Resources



1238-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

MAR 23 1993

Jear. Gray
1812 Creek Drive
Rapid City SD 57701

Dear Ms. Gray:

The Water Management Board has validated the enclosed Vested Water Right No. 1238-1. This validation gives legal status to the claim and is the final document for your vested right. Enclosed is the reissued water license which reflects the acreage and diversion rate as validated by the Board.

As long as you use the water beneficially, as stated in the validation, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosure