

Considered: _____

VESTED RIGHT
WATER PERMIT NO. 1314-1

MAP No. 1314-1

Name of Applicant John B Catron

Post Office Address Rt 1 Camp Crook 57724

Amount of Water Claimed 3.0 Total Acres 210.00

Source of Water Supply Water Hole Creek

Water to be used for IRR County Harding

About 1 1/2 miles S of Camp Crook.

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved _____ Subject to _____

F.F.& C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received 6/15/84 Fee 10.50 Remarks _____

1-1-1895 Permits 0106-1 and 0352-1 will be cancelled upon approval

Corrected Application Received _____ Period of Annual Use 3/1 10/31

WATER QUALITY APPROVAL RECEIVED _____ APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS _____
vested right not applicable

Diversion Point _____

SW 1/4 SW 1/4 19-18N-2E and SE 1/4 NW 1/4 24-18-1

Land to be Irrigated _____

SE 1/4 SW 1/4; S 1/2 SE 1/4; NW 1/4 SE 1/4, Section 15; S 1/2 SW 1/4; NW 1/4

SW 1/4; S 1/2 SE 1/4, Section 14 ; N 1/2 NE 1/4; SE 1/4 NE 1/4,

Section 23; S 1/2 NW 1/4 and NW 1/4 NW 1/4, Section 24 all
in T18N-R1E

Well Log: Driller _____ Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

Type of Map drawn PREPARED BY LeRoy Mernaugh Reviewed and the Number

assigned on 6/18/84 By Betty Westlund

State of South Dakota

VESTED Water License No. 1314-1

(1) John B. Catron
of Route #1, Camp Crook, South Dakota 57724
made Application No. 1314-1, June 15, 1984 for recognition of ~~for a water permit~~ ^{a Vested Right} to appropriate
3.00 cubic feet per second of water from Water Hole Creek,
Harding County, South Dakota for Irrigation purposes.
~~Permit~~ ^{Vested Right} No. 1314-1, with a priority date of January 1, 1895
was ~~approved~~ ^{recognized} July 11, 1984 and issued to applicant(s) for diversion of water ~~with~~ ^{recognizing} construction of the described
water supply system ~~to be completed on or before~~ and ~~for~~ the application to beneficial use of said
water ~~on or before~~.

and

(2) It is certified that the application has complied with the provisions of South Dakota State Law relating to completion of
the construction of the water supply system and is entitled to divert 3.00 cubic feet per second of water
for beneficial use. The location of the diversion point(s) ~~is~~ ^{are} Pt#1 - 50 feet E and 1400' S of the
W $\frac{1}{2}$ corner Section 19, T18N, R2E; Pt#2 - 600'W and 2000'S of the N $\frac{1}{2}$ Corner Section
24, T18N, R1E

and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, to irrigate the following land all in T18N, R1E

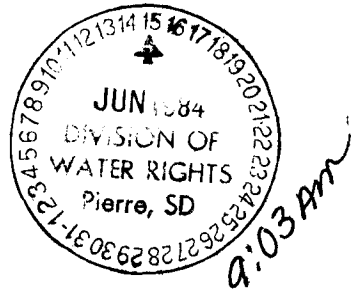
Section 15	SE $\frac{1}{4}$ SW $\frac{1}{4}$	2 Acres	(CD)	Section 24	NW $\frac{1}{4}$ NW $\frac{1}{4}$	5 Acres	(BB)
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	4 Acres	(DB)		SW $\frac{1}{4}$ NW $\frac{1}{4}$	20 Acres	(BC)
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	26 Acres	(DC)		SE $\frac{1}{4}$ NW $\frac{1}{4}$	6 Acres	(BD)
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	5 Acres	(DD)				
Section 14	NW $\frac{1}{4}$ SW $\frac{1}{4}$	3 Acres	(CB)		TOTAL	210 Acres	
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40 Acres	(CC)				
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	33 Acres	(CD)				
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	15 Acres	(DC)				
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	3 Acres	(DD)				
Section 23	NW $\frac{1}{4}$ NE $\frac{1}{4}$	6 Acres	(AB)				
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	33 Acres	(AA)				
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	9 Acres	(AD)				

(4) Pursuant to §46-5-30.1 John B. Catron
of Route #1, Camp Crook, South Dakota
the holder(s) and/or owner(s) of Vested Right Water Permit No. 1314-1 is issued a license to appropriate water, the right to use
3.00 cubic feet per second of water from Water Hole Creek with a priority date
of January 1, 1895 from the location specified in (2) of this license. The water to be
conducted to and upon lands specified in (3) of this license for the purpose of Irrigation

This license is subject to any limitations or qualifications listed in Vested Right Water Permit No. 1314-1 and subject
to South Dakota State Law.


Chief Engineer, Water Rights Division
Department of Water and Natural Resources
JOHN HATCH
July 19, 1984

This Water License No. 1314-1 is based upon a Vested Right claim filed with the
Water Management Board.

No. 1314-1Map No. 1314-1 Water Division No. 1 Little Missouri River District
Above for Office Use 10110201

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

Check one of the following:

New _____ Vested Right X Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant John B Catron Phone No. 797-4474
Post Office Address Rt 1 Camp Crook State SD 57724
(Street, RR, or Box) (Town) (Zip Code)
If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) _____ completed
3. Name of diversion work Catron Irrigation Project
4. Amount of water claimed (cubic feet per second) 3.0
5. Source of water supply Water Hole Creek
6. Location of point of diversion Pt #1=50'E and 1400'S of W $\frac{1}{4}$ corner Section 19, T18N, R2E CC
Pt #2=600'W and 2000'S of the N $\frac{1}{4}$ corner Section 24, T18N, R1E BD
County Harding
7. Annual period or periods during which water is to be used March thru October
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation
9. For irrigation use, Total number of acres to be irrigated 210

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.
see attached sheet			

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 completed 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.
Two storage dams on same creek with pipes with controlled headgates
- B. Works proposed to transport water to place of use.
Irrigation supply ditches
- C. Works proposed to apply water to beneficial use.
Spreader dikes and detention dikes for flood irrigation

NOTE: This application updates Permits #0106-1 and #0352-1. Upon approval of this permit, permits #0106-1 and #0352-1.

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 Harding) ss.

I, John B. Catron 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 John B. CatronSubscribed and sworn to before me this 13th day of June, 1984

Notary Public (or other qualified officer)



WATER RIGHT APPLICATION APPROVAL

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

(Applicant)

(Post Office Address)

(State)

With the following qualifications.

The applicable portions of Water Right Filings Nos. 0106-1 and 0352-1 were incorporated into this Vested Right NO. 1314-1 and the abandoned portions of Filings No. 0106-1 and 0352-1 have been cancelled.

See Form VR-1

Date of first receipt of application _____, 19____

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

Date of receipt of corrected application _____, 19____

Approved _____, 19____, Recorded in Book _____ Page _____

WATER RIGHT PERMIT NO. _____

The Water Management Board hereby grants and issues this Water Right Permit No. _____ 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 _____, 19____
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 _____, 19____
5. The water appropriated shall be used for the purpose of _____

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 _____ 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 _____, 19____; said water to be used during the following described annual period: _____

Witness my hand this _____ day of _____, 19____

THE WATER MANAGEMENT BOARD

By: _____
Chief Engineer, Water Rights

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

VESTED WATER RIGHT

The Water Management Board hereby recognizes Vested Water Right No. 1314-1

John B. Catron
(applicant)

RT. 1 Camp Crook
(post office address)

South Dakota 57724
(state) (zip code)

Date of receipt of Application June 15, 1984.

Recognized July 11, 1984.

The Water Management Board hereby recognizes the construction of the water use system and the placing of water to beneficial use as stated in the Application and as qualified in the Vested Water Right, subject, however, to the following limitations and conditions:

1. The date from which the applicant may claim right is January 1, 1895.
2. The whole of said work has been completed and water has been applied to beneficial use as described on Form 2B of this application.
3. The water appropriated is used for the purpose of Irrigation.
4. The prior rights 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 unlawfully impaired by this appropriation.

The amount of the appropriation hereby recognized shall not exceed _____

3.0 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. 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 has been actually and beneficially applied for irrigation. The water is to be used during the following described annual period March 1st to October 31.

WATER MANAGEMENT BOARD

By: John Catron
(Chief Engineer)

Division of Water Rights
Dept. of Water and Natural Resources

July 19, 1984.

JOHN B CATRON

VESTED RIGHT

All in T18N, R1E

Acres

SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 15
NW $\frac{1}{4}$ SE $\frac{1}{4}$ "
SW $\frac{1}{4}$ SE $\frac{1}{4}$ "
SE $\frac{1}{4}$ SE $\frac{1}{4}$ "

2
4
26
5

NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 14
SW $\frac{1}{4}$ SW $\frac{1}{4}$ "
SE $\frac{1}{4}$ SW $\frac{1}{4}$ "
SW $\frac{1}{4}$ SE $\frac{1}{4}$ "
SE $\frac{1}{4}$ SE $\frac{1}{4}$ "

3
40
33
15
3

NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23
NE $\frac{1}{4}$ NE $\frac{1}{4}$ "
SE $\frac{1}{4}$ NE $\frac{1}{4}$ "

6
33
9

NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24
SW $\frac{1}{4}$ NW $\frac{1}{4}$ "
SE $\frac{1}{4}$ NW $\frac{1}{4}$ "

5
20
6

TOTAL 210 acres

D Well Information

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____, Diameter _____, Thickness _____
(wood, concrete, steel, etc.)
- (3) Screen, Type _____, 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. (Attach a copy of test well log)

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Depth to water (ground surface to water level) _____

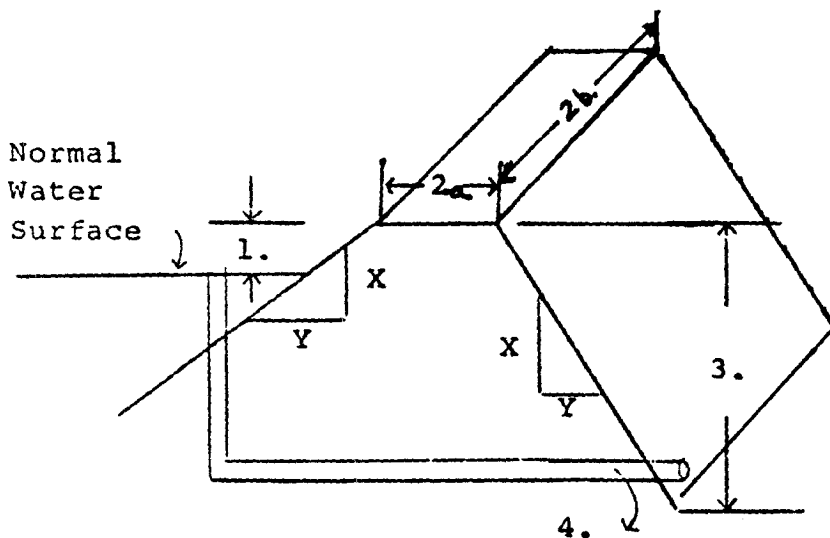
- (2) Distance to nearest existing household or livestock watering well.

On same owner's property _____ rds.

On property owned by others _____ 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, length, maximum water depth, surface area, drainage area, storage capacity, dam slope, dimensions, location and size of outlet works, of each storage dam. The location of each water storage dam should be shown on the water right map.



1. Freeboard 4.0'
- 2a Crest width 12 b length 1300'
3. Height of Dam 24'
4. Outlet dimensions:
Pipe diameter 16"/headgate
Spillway width 100+
- X & Y slope:
Upstream 4:1
Downstream 3:1
- Surface area of impoundment
40
- Drainage area above dam
11,300 Ac
- Water depth 20 ft
storage 600 ac ft

D Well Information

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____, Diameter _____, Thickness _____
(wood, concrete, steel, etc)
- (3) Screen, Type _____, 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. (Attach a copy of test well log)

- Depth to top of water bearing material _____
- Depth to bottom of water bearing material _____
- Depth to water (ground surface to water level) _____

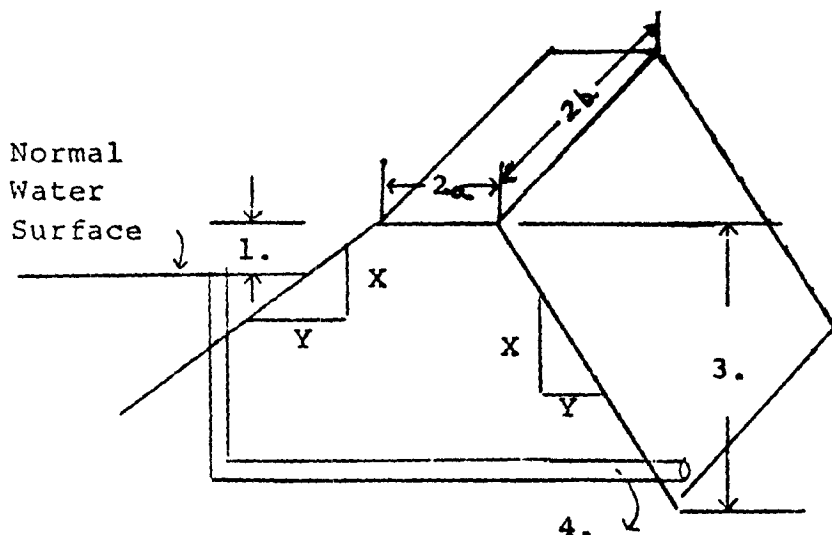
- (2) Distance to nearest existing household or livestock watering well.

On same owner's property _____ rds.

On property owned by others _____ 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, length, maximum water depth, surface area, drainage area, storage capacity, dam slope, dimensions, location and size of outlet works, of each storage dam. The location of each water storage dam should be shown on the water right map.



1. Freeboard 3.0'
2. Crest width 300 b. length 300
3. Height of Dam 13.0'
4. Outlet dimensions:
Pipe diameter 12" PVC/headgate
Spillway width 100+
- X & Y slope:
Upstream 3:1
Downstream 2:1
Surface area of impoundment 7
- Drainage area above dam 11,700 Ac
- Water Depth 10 ft
storage 50 ac ft

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) John B Catron

Post Office Address Rt #1, Camp Crook, State SD 57724

If a Corporation show date and place of incorporation _____

13. Notice of Appropriation (If available) Permit #0352-1 Nov 30, 1901 Permit #0352-1 Dec. 14, 1901
 Date of Posting Permit #0106-1 Dec 13, 1901 Date of Recording Permit #0106-1 Dec. 13, 1901
 Recording Data _____

14. Date of start of construction of water supply system 1895

15. Date that water was first applied to beneficial use 1895

16. Name of owner of original water supply system L.A. DeBelloy

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

18. Present Use of Water

Amount of water now being used 10 c. f. s.

Date that this amount of water was first used 1980

19. Chronological History of Water Use

1895 Constructed by L.A. DeBelloy & Horace W Sparks. Started irrigating the same year.

1918 Purchased by Brit Catron and continued to irrigate.

1841 Purchased by John B Catron and has continued to irrigate to the present time.

Water diverted from Water Hole Creek

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 by others, that you deem pertinent.

STATE OF SOUTH DAKOTA)

County of Harding) ss.

I, John B. Catron, the applicant, certify that I have read the foregoing and that the matters therein stated are true.

FRANK KLAUZER
NOTARY PUBLIC
STATE OF SOUTH DAKOTA
My Commission Expires
May 31, 1980

Signed John B. Catron

Subscribed and sworn to before me this 13th day of June, 1984

Frank Klauzer
(Notary Public - or other qualified Officer)

I, the undersigned, do hereby certify that I know about the water use system described above that I have read the foregoing and that the matters therein stated are true.

Permit No. 1314-1Water Division 1 Little Missouri River Water District
10110201REPORT 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 John B. Catron
 of Pt #1, Camp Creek, S. Dak. 57724 holder
 of Permit No. 1314-1, bearing date of priority of January 1, 1895,
 authorizing the diversion of 3.0 cu. ft. per second of the waters of Water Hole Creek.
 for Irrigation purposes, in Harding 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:

Two Dams. That store and divert water to the
Water spreading System

Dam Information is on Forms WNR-802A0-7/79. The dams
were constructed prior to this inspection therefore the inspection
information is on the form

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

Irrigation Ditch.

C. Works used to apply water to beneficial use.

Dikes for spreading water and for the flooding
of some portions of the system

The system is in the following condition: Good.

The point of diversion is located Pt #1 = 50 ft E and 1400' S of W 1/4 Cor Sec 19, T18N R2E
Pt #2 = 600' W and 2000' S of the N 1/4 Cor Sec. 24, T18N. T1E

The works are capable of diverting and conveying to the place of use 2.0 + C.F.S.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: All in T18N R1E

<u>SE 1/4 SW 1/4 - 15 - 2 AC.</u>	<u>NW 1/4 SW 1/4 - 14 - 3 AC.</u>	<u>NW 1/4 NE 1/4 - 23 - 6 AC.</u>
<u>NW 1/4 SE 1/4 - 15 - 4 AC.</u>	<u>SW 1/4 SW 1/4 - 14 - 10 AC.</u>	<u>NE 1/4 NE 1/4 - 23 - 33 AC.</u>
<u>SW 1/4 SE 1/4 - 15 - 26 AC.</u>	<u>SE 1/4 SW 1/4 - 14 - 33 AC.</u>	<u>SE 1/4 NE 1/4 - 23 - 9 AC.</u>
<u>SE 1/4 SE 1/4 - 15 - 5 AC.</u>	<u>SW 1/4 SE 1/4 - 14 - 15 AC.</u>	<u>NW 1/4 NW 1/4 - 24 - 5 AC.</u>
	<u>SE 1/4 SE 1/4 - 14 - 3 AC.</u>	<u>SW 1/4 NW 1/4 - 24 - 20 AC.</u>
		<u>SE 1/4 NW 1/4 - 24 - 6 AC.</u>

comprising a total of 210 acres of land.

210 = 220 - 3.0

410.000 - 2.0 C.F.S.

Date October 13, 1982
Leroy J. Mernough
 (Signature)

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4 9687

Pierre, June 15, 1984

RECEIVED OF John B Catron, Rt 1, Bamp Crook SD 57724

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

Fee for Application for Permit No. <u>1314-1</u> to Appropriate Water, to construct works and to put water to beneficial use _____	10	50
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 _____		
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	10 50

By John Hatch
Chief Engineer JOHN HATCH (KS)



Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

May 12, 1983

John B Catron
Rt #1
Camp Crook SD 57724

Dear Mr. Catron:

On October 13, 1982, I met with you regarding a Vested Right Permit for areas being irrigated in Sections 14, 15, 23, 24, T18N, R1E. Enclosed are two completed copies of Form 2 "Application for Permit", two copies each of Form 2A for the two dams and one copy of Form 2B "Affidavit of Water Use". Please check over these forms for accuracy and make any changes or corrections necessary. Have the forms notarized and return all copies to this office with a check for \$10.50. This covers the cost of the filing fees and the license.

Water Right Filing No. 0106-1 and 0352-1 are incorporated into this application.

Also enclosed is the Water Right map of this area involved. Please check this over for accuracy. If there are no changes you may keep this map for your use. If you make changes on the map please return it with the forms so we can correct our office copy of the map.

We also re inspected your Water Right No. 268-1. You are now irrigating 432 acres as compared to the 848 acres that were license in 1978. We are re licensing this permit for the 432 acres. You desired to add a diversion point for the dam in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 10, T18N, R1E. We will do this by incorporating Water Right Filing No. 0201-1 into Permit No. 268-1. See the attachment to the new license for Permit No. 268-1.

You also indicated to me you wanted to incorporate Water Right Filing No. 064-1 filed by Queen V Catron in 1903 into Permit 268-1. In reading this filing over, it is to divert water from Sand Hill Creek to irrigate SE $\frac{1}{4}$ and S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 11, T18N, R1E. None of this area in Section 11 is irrigated at all, nor is the water from Sand Hill Creek used for irrigation. Therefore this permit will be presented to the Water Management Board for cancellation at a later date.

I am also enclosing a township map showing the diversion points and the area to be irrigated under the old Water Right Filings. Those not incorporated into one of your permits will be cancelled by the Water Management Board. You will be notified when they are to be presented to the Board. Those not incorporated into a permit are Filings No. 064-1, 0219-1, 0222-1, 0200-1 and 0202-1.

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

Sincerely

LEROY J MERNAUGH
Water Resources Engineer

LJM:ks

enclosures

0106-1

10-13-82

Caltron John B.

Check this out

Check this out Tom Davis may own them

Consult the following

Try to combine all under one permit.

E. of W of River. Cover 200 Ac. Polwood C.P.

064-1

0219-1

Dam in Sec. 10. Depth of water 10' full 600' long est

0220-1

Surface ac. 50. Est 150 ACF. Dam Height 14'

0221-1

put in with horse

0222-1

Two ~~12~~ 12" pipes. 1 - 12" C.M.P. & 1 - 12" R.V.C. / Head Gate

0106-1 (V/R)

Pumps. SE of Camp Crook.

077-1

Conversion Pump. 12" intake 10' discharge. Tractor powered purchased in 1928.

076-1

Pump 3000 gpm.

055-1

Bottom 35' wide

0352-1 V/R

0201-1 V/R

(see 24)
SE of F.S. Est 25 dale / head gate from road to dam
Dam - Est 13' high 2:1 - Depth of water 10' - surface
ac. 30 Ac. 50 ACF. The dam seeps
12" R.V.C. / Head gate. The dam 8' top width. 2:1 - 3:1
300' long. (1893 built)

0207-1 V/R

(see 19)
Dam above the holds 600 A.F. 24' ft high -
1700' long 4:1 - 2:1, 12 ft top. 20 ft depth. 4' free
Head Gate 16" C.M.P. / gate.
Top dam feeds to lower dam.
(built in 1952)

0106-1

John B. Catron

COPY.

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

TO WHOM THESE PRESENTS MAY CONCERN, Know ye, that I, L.A. DeBelloy of Camp Creek 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 Water Hole Creek stream at a point 2 chains distant South and 7 chains west of the Northeast corner of the SE1/4 of the NW1/4 of Section 24 in Township 18 North of Range 1 East B.H.V. to and upon the Northwest quarter (NW1/4) of Section 14 of said Township and Range.

I also claim and have a valid right to the enjoyment and use of 5000 inches of water from said 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 1 day of Dec. A.D. 1901.

L.A. DeBelloy.

Notice posted on stream Dec. 14, 1901.

State of South Dakota {
County of Butte { ss.

On this 13 day of Dec. 1901, before me a notary public in and for the County and State aforesaid, personally appeared L.A. DeBelloy 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.

(SEAL)

I.C. Pryor.

ORIGINAL RECORD AND WAS MICROFILMED IN THE REGULAR COURSE OF BUSINESS ACCORDING TO THE PROVISIONS OF SOUTH DAKOTA LAW 1-27-4. IT IS FURTHER CERTIFIED THAT THE PHOTOGRAPHIC PROCESS USED FOR MICROFILMING OF THE ABOVE RECORDS WAS AND ON MICROFILM WHICH MEET THE RECOMMENDED REQUIREMENTS OF THE NATIONAL BUREAU OF STANDARDS FOR PERMANENT MICROPRODUCTIONS.

REDUCTION 25x

ROLL NO. 1

DATE MICROFILMED 3-1-82

CAMERA OPERATOR

John B. Catron.

Area now irrigated by Vested Right.
Proposal.

LeRoy J. Monough
10-13-82

10-13-82

COPY.

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

TO WHOM THESE PRESENTS MAY CONCERN, Know ye, that I Horace W. Sparks of Camp Creek 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 Rabbit Creek stream to the SE1/4 of Section 15 in Township 12 North of Range 1 East B.N.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 30 day of November A.D. 1901.

Horace N. Sparks

Notice posted on stream Nov. 30, 1901.

State of South Dakota () ss.
County of Butte

On this 14 day of December 1901 before me a notary public in and for the County and State aforesaid, personally appeared Horace Sparks 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.

T. S. Pryor,

Notary public.

(SEAL,

LM 1-2-4. IT IS FURTHER CERTIFIED THAT THE PHOTOGRAPHIC PROCESS USED FOR MICROFILMING OF THE ABOVE AND ON MICROFILM WHICH MEET THE RECOMMENDED REQUIREMENTS OF THE NATIONAL BUREAU OF STANDARDS FOR PERS-
REDUCTIONS. REDUCTION 25x



No. 1314-1

Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
(605) 773-3352

July 19, 1984

John B. Catron
Route #1
Camp Crook, South Dakota 57724

Dear Mr. Catron:

Enclosed herewith are your Vested Right Permit, Water License No. 1314-1.
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. 01106-1 and 0352-1 were
incorporated into this Vested Right No. 1314-1 and the abandoned portions
of Filings No. 0106-1 and 0352-1 have been cancelled.

SOUTH DAKOTA

VESTED WATER RIGHT NO. 1314-1 FOR IRRIGATION

Date of Receipt of Claim June 15, 1984.

Date of Validation September 27, 1989.

The Water Management Board validated Vested Water Right Claim No. 1314-1 for irrigation purposes for John B Catron, Route 1, Camp Crook SD 57724 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 1314-1 appropriates 3.00 cubic feet of water per second from Water Hole Creek to irrigate 210 acres. The points of diversion are located in the SW1/4 SW1/4 section 19-T18N-R2E (storage dam - 600 acre feet capacity) and in SE1/4 NW1/4 section 24-T18N-R1E (storage dam - 50 acre feet) and the irrigated acreage is located in the SE1/4 SW1/4, W1/2 SE1/4, SE1/4 SE1/4, section 15; W1/2 SW1/4, SE1/4 SW1/4, S1/2 SE1/4 section 14; N1/2 NE1/4, SE1/4 NE1/4 section 23; W1/2 NW1/4, SE1/4 NW1/4 section 24; all in T18N-R1E.
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 - October 31.
3. The priority date of the Vested Water Right is January 1, 1895.
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.

QUALIFICATIONS

The applicable portions of Water Right Filing Nos. 0106-1 and 0352-1 were incorporated into this Vested Right No. 1314-1 and the abandoned portions of Filing Nos. 0106-1 and 0352-1 have been cancelled.

WATER MANAGEMENT BOARD

By: 
Chief Engineer

MAR 11 1993

date

Division of Water Rights
Dept. of Environment and Natural Resources



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAR 11 1993

1314-1

John B Catron
Route 1
Camp Crook SD 57724

Dear Mr. Catron:

The Water Management Board has validated the enclosed Vested Water Right No. 1314-1. This validation gives legal status to the claim and is the final document for your vested right.

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

1314-1

Gronlund, Eric

From: Gronlund, Eric
Sent: Monday, May 17, 2004 10:34 AM
To: McMath, Genny
Cc: Rath, Mark
Subject: Catron Land Co.

Mike Thiel with Catron Land Co. called regarding their water rights (Nos. 1314-1, 268-1 and 945-1)

Mr. Thiel appears to be their contact person and indicated the correct address is PO Box 35 (not PO Box 55) in Camp Crook. **Genny, please make appropriate change on the database.**

We discussed their three water rights and I informed him of the statutes regarding forfeiture for nonuse, etc.

Water Right No. 1314-1 is for a water spreading system from a large dam. There is no pump used to make this water right function. The dam is low due to climatic conditions with the water level below the headgate elevation to divert water. The smaller dam is below the large dam and only gets flow if the larger dam spills.

Water Right No. 945-1 appropriates water from the Little Missouri. This land is in CRP and won't come out of the program until 2008.

Water Right No. 268-1 also appropriates water from the Little Missouri and also has a dry draw diversion. This land is not in CRP as reflected on our database. You will want to change accordingly. Mr. Thiel stated that the dry draw has not flowed for many years. He also indicated the flow in the Little Missouri has been extremely low and probably too low to irrigate in the past three years. I told him that he would begin getting an irrigation questionnaire this fall to report water use. **Genny, you will want to change the database accordingly.**

He said there a number of people in the area that irrigate once each year to ensure they protect their water rights.

I sent him a copy of an example irrigation questionnaire, statutes regarding forfeiture for nonuse, and the website for the USGS gaging station on the Little Missouri River at Camp Crook.

5/17/2004

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

PAID

APR 16 2019

Ck# 221540

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 1314-1Date: April 8, 2019I/We request that Water Right/Permit No. 1314-1 formerly owned by:Catron Land Company Co

be transferred to:

Bonnie L. Hart 60.73% as to an undivided interest, 605-441-5700
Michael D. Kieffe and Jean S. Kieffe 6.89% as to an undivided interest, 605-441-3236, 605-441-3234
Mike Kieffe and Bonnie L. Hart 10.66% as to an undivided interest,
Stacy M. Kieffe 11.79% as to an undivided interest,
Michael Kieffe 3.2% as to an undivided interest,
Zackery Kieffe 6.73% as to an undivided interest,
All of 3035 BIA 27, Porcupine, SD 57772

RECEIVED

APR 16 2019

WATER RIGHTS
PROGRAM

Title to the following described land(s)/property has been transferred as described above:

All land under permit # 945-1 located in Harding County, SD:
Sections 14, 15, 23 and 24, T18N, R1E
(Diversion point Section 19, T18N, R2E)
And/or any other land described in this permit, if applicable.

☒ I understand that the validity of Water Right/Permit No. 1314-1 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, We, see new owners below, the new owner, certify that the above information is true and correct.

Bonnie L. Hart 60.73% as to an undivided interest,
Michael D. Kieffe and Jean S. Kieffe 6.89% as to an undivided interest,
Mike Kieffe and Bonnie L. Hart 10.66% as to an undivided interest,
Stacy M. Kieffe 11.79% as to an undivided interest,
Michael Kieffe 3.2% as to an undivided interest,
Zackery Kieffe 6.73% as to an undivided interest,

Bonnie L. Hart
Michael D. Kieffe
Jean Kieffe
Mike Kieffe
Stacy M. Kieffe
Michael Kieffe
Zackery Kieffe

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a 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

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date April 16, 20 19

RECEIVED OF Black Hills Title, Inc. PO Box 459 Spearfish SD 57783

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
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 <u>1314-1</u>		
Fee for _____	50	00
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **09126**

By Jeanne Goodman
Chief Engineer *Jm*



1314-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

April 24, 2019

268-1
945-1
1314-1

Bonnie L Hart
3035 BIA 27
Porcupine SD 57772

Dear Ms. Hart:

I am writing to acknowledge receipt of the transfer forms and filing fees submitted for changing ownership on Water Right Nos. 268-1, 945-1 and 1314-1.

The ownership changes have been completed. The water rights formerly held by Catron Land Company are now listed as follows:

- Bonnie L Hart (60.73% undivided interest)
- Michael D Kieffe & Jean S Kieffe (6.89% undivided interest)
- Mike Kieffe & Bonnie L Hart (10.66% undivided interest)
- Stacy M Kieffe (11.79% undivided interest)
- Michael Kieffe (3.2% undivided interest)
- Zackery Kieffe (6.73% undivided interest)

*** For purposes of our database, the water rights are listed in care of you since you hold the largest percentage amount.**

For informational purposes, each year in October we mail out irrigation questionnaires for reporting annual water use. You will receive a questionnaire for both Water Right Nos. 268-1 and 945-1. A questionnaire is not required for No. 1314-1 since we show the system type to be strictly water spreading in nature. During the irrigation season, please keep track of how much water was applied on the land. I am including a copy of a questionnaire so you will have an idea of what it looks like and what will be needed. The forms will go out in October and are due back by December 1st.

Receipt Nos. 09124, 09125 and 09126 in the amounts of \$50 each are being forwarded by copy of this cover letter to Black Hills Title Inc. in Spearfish SD. If you have any questions, please contact me at 605 773-3352.

Sincerely,

Genny McMath
Water Rights Program
email: genny.mcmath@state.sd.us

c: Black Hills Title Inc., Spearfish SD w/Receipts