

Considered: _____

WATER PERMIT NO. 1330-1MAP No. SameName of Applicant Darrel C. RaymanPost Office Address Box 51 Camp CrookAmount of Water Claimed 1.14 Total Acres 80Source of Water Supply Dry DrawWater to be used for Irr. County HardingAbout 24 miles W of Buffalo

PROOF OF PUBLICATION: Received _____ Not Received _____

APPLICATION: Approved 12/10/86 Subject to _____

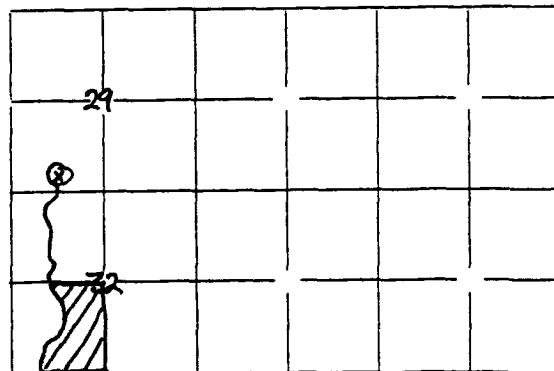
F.F. & C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received March 5, 1985 Fee \$10.50 Remarks _____1/1/1954

Corrected Application Received _____ Period of Annual Use _____

WATER QUALITY APPROVAL RECEIVED N.A. APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point SE4 SW4 sec. 29 T19N-R1ELand to be Irrigated SW4 sec. 32 T19N-R1E

Well Log: Driller _____ Licensed YES _____ NO _____

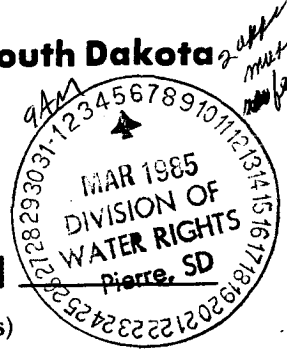
Depth of Well _____ REMARKS _____

Type of Map Drawn PREPARED BY Leroy Merriugh Reviewed and the Numberassigned on Oct 22, 1986 By Ron Duwall

No. <u>1350-1</u>	Hydrologic Unit <u>10110201</u>
Map No. <u>Same</u>	Basin <u>Little Missouri R</u>
Newspaper <u>Nation's Center News, Box 107 (Wed)</u>	

Application For Permit To Appropriate Water Within The State Of South Dakota

Type of Application: Check one or more of the following;

New ☐ Vested Right ☒ Future Use ☐☐ Application to amend Permit No. _____ with old priority date retained☐ Change diversion point(s) ☐ Add diversion point(s) ☐ Change acreage ☐ Other ☐☐ Application to: ☐ Change use ☐ Change diversion point(s) ☐ Add diversion point(s)☐ Add Acreage ☐ Increase diversion rate ☐ Other _____ See Permit No. _____☐ Application to: ☐ Use ☐ Transfer water reserved by Future Use Permit No. _____1. Name of Applicant Darrell C Rayman Phone No. 797-4515Post Office Address Box 51, Camp Crook State SD Zip Code 57724(Street, RR or Box) 29 Acre Feet2. Amount of water claimed (c.f.s.) 1.14 Total acres irrigated 803. Source of Water supply dry draw4. Location of point of diversion 400 feet N and 1500 feet E of the SW corner of
Section 29, T19N, R1E19NCounty Harding5. Counties where water will be used Harding6. Annual period during which water is to be used March thru October 31

7. 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.
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 32, T19N, R1E	2
NE $\frac{1}{4}$ SW $\frac{1}{4}$ "	36
SW $\frac{1}{4}$ SW $\frac{1}{4}$ "	4
SE $\frac{1}{4}$ SW $\frac{1}{4}$ "	38

Land Description	No. Acres Irr.

Attach sheet if more space is needed

8. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF SOUTH DAKOTA)
County of HARDING)^{ss}I, DARRELL C RAYMAN the applicant, certify that I have read the foregoing application, 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 Darrell C. RaymanSubscribed and sworn to before me this 28 day of FEB 19 85

Notary Public (or other qualified officer)

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1330-1

Darrell C. Rayman Box 51 Camp Crook
(Applicant) (Post Office Address)
South Dakota 57724 With the following qualifications.
(State) (Zip Code)

SEE 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____.

The Water Management Board hereby approves this Water Permit No. _____ authorizing 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 Water Permit approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is _____, 19____.
2. One-fifth of the work is to be completed on or before _____, 19____.
3. The whole of said work is to be completed on or before _____, 19____.
4. The time limit for proof of beneficial use of water 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 unlawfully impaired 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. 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: _____.

WATER MANAGEMENT BOARD

By: _____

Chief Engineer

Division of Water Rights

Dept. of Water and Natural Resources

_____, 19____

VESTED WATER RIGHT

The Water Management Board hereby validates Vested Water Right No. 1330-1

Darrell C. Rayman
(applicant)

Box 51, Camp Crook
(post office address)

SD
(state)

57724
(zip code)

Date of receipt of Application March 5, 19 85.

Validated December 10, 19 86.

The Water Management Board hereby validates 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 Jan. 1, 19 54.
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.
5. The amount of the appropriation hereby validated shall not exceed _____
29 acre-feet of storage annually or
1.14 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 Mar 1 - Oct 31.

WATER MANAGEMENT BOARD

By: John Hatch

(Chief Engineer)

Division of Water Rights
Dept. of Water and Natural Resources

FEB 17 1987

, 19 ____.

STATE OF SOUTH DAKOTA

VESTED RIGHT WATER LICENSE NO. 1330-1

(1) Darrell C Rayman of Box 51, Camp Crook SD 57724 made Application No. 1330-1, March 5, 1985 for validation of a vested right claim to appropriate 1.14 cubic feet per second of water and to ~~sto~~re 29 acre feet of water annually in a dry draw dam, Harding County, South Dakota for irrigation purposes. Vested Water Right No. 1330-1, with a priority date of January 1, 1954 was validated December 10, 1986 and issued to applicant for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

and

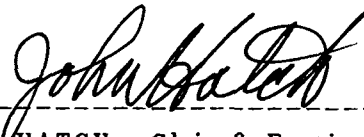
(2) It is certified that the application has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.14 cubic feet per second of water and store 29 acre feet of water annually for beneficial use. The location of the diversion point(s) is 400 ft N and 1500 ft E of the SW corner, Section 29, T19N, 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 lands all in Section 32, T19N, R1E

NW 1/4 SW 1/4	2 acres
NE 1/4 SW 1/4	36 "
SW 1/4 SW 1/4	4 "
SE 1/4 SW 1/4	<u>38</u> "
TOTAL	80 acres

(4) Pursuant to Section 46-5-30.1 Darrel C. Rayman of Box 51, Camp Crook SD 57724 the holder(s) and/or owners(s) of Vested Water Right No. 1330-1 is issued a license to appropriate water, the right to use 1.14 cubic feet per second of water and to store 29 acre feet of water annually in a dry draw dam with a priority date of January 1, 1954 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 Water Right No. 1330-1 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer

Water Rights Division

Department of Water and Natural
Resources

FEB 17 1987

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter _____ Depth _____
- b) Casing Type _____ Diameter _____ Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth of Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
- On applicants property _____ On property owned by others _____

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

b) Freeboard _____ 3 ft. _____

c) Crest Width _____ 8 ft. _____

Crest Length _____ 600 ft. _____

d) Height _____ 15 ft. _____

e) Outlet Dimensions: irrigation ditch
 Pipe diameter _____ none _____

Spillway width _____ 30 ft. + _____

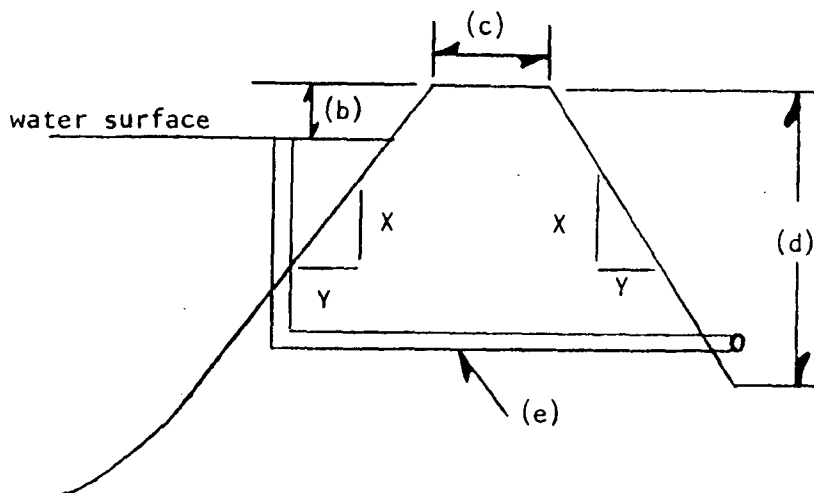
f) X & Y Slope
 Upstream _____ 3:1 _____

Downstream _____ 2:1 _____

Surface Area of Impoundment _____ 6 ac. _____

Storage _____ 29 _____ acre feet

Drainage area above dam _____



Signature of Applicant _____

Affidavit of Water Use

No. _____

(Type or Print in Ink)

Note: This Form is supplemental to Form 2 and is to be used when an affidavit pertaining to construction and water use already constructed is needed, primarily with vested right claims.

**Affidavit Of Construction Of Water Use System
And Application Of Water To Beneficial Use**

Name of Applicant (Same as Form 2) Darrell C Rayman

Post Office Address Box 51, Camp Crook SD 57724
(Street, RR or Box) (State) (Zip Code)

A. Notice of Appropriation _____ Date of Posting _____

Date of recording _____ Recording date 1954
Where Book Page

B. Date of start of construction of water supply system _____

C. Date that water was first applied to beneficial use 1955D. Name of owner of original water supply system Emil RaymanE. Amount of water originally applied to beneficial use Est 15 cfsF. Present Use of Water - Amount of water now being used 15 cfsDate that this water was first used 1955

G. Chronological History of Water Use

1954 Constructed by Emil Rayman

1956 Property obtained by Darrell Rayman

The system is in good repair and has been in continued use since it was constructed.

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, Darrell C. Rayman the applicant, certify that I have read the foregoing
(print or type)
 and that the matters therein stated are true.

Signed Darrell C. RaymanSubscribed and sworn to before me FEB. 28, 1985

Agne Sainshury
 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.

(Print name)_____
(Print name)

Permit No. 1330-1Little Missouri River Water District 10110201**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWNR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by _____

Darrell C. Rayman, Box 51 of Camp Crook, S.Dak. 57724 holder ofPermit No. 1330-1, bearing the priority of _____ 19 54 authorizingthe diversion of 1.14 cu. ft. per second of the waters of Dry Draw.for Irrigation purposes, in Harding County.

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

A. Works used to divert the water:

Diversion Dam. side slopes 3:1 up. 2:1 down. Pond. 6 Surface Ac.Height 15 ft. Em Spillway 30 ft +. Freeboard. = 3 ft.Length 600 ft. No Controls. Emergency Spillway 18" higher thanTop Width 8 ft. Irrigation Ditch. Automatic system

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

Irrigation ditch to field. 3:1 ss., 6' Bottom width, 18" depth of flow.

C. Works used to apply water to beneficial use:

Diversion Ditch with outlets. Spreader dikes and ditches to spread water.The system is in the following condition Good.The point of diversion is located 400 ft N and 1500 ft E of the SW Corner of Section 29, T19N R1EThe works are capable of diverting and conveying to the place of use 15 +cu. ft. per second of water which is to be used for Irrigation

Water has been put to beneficial use to the maximum extent as follows: _____

All in Section 32, T19N R1ENW 1/4 SW 1/4 = 2 Ac. SE 1/4 SW 1/4 = 38 AcNE 1/4 SW 1/4 = 36 Ac.SW 1/4 SW 1/4 = 4 Ac.comprising a total of 80 acres of land and the license should be issued for 1.14 cfsApplicable permit qualifications have been complied with X Yes _____ NoExceptions to compliance are: _____ Date June 5, 1984Leroy J. Mernaugh
(signature)

NOT TO SCALE

1500'
31' 32"
400'
EM Spillway

19-1

2-214L

Darrell Rayman
11-32-19-1

Darrel Rayman

Office Copy

32

NW 1/4 SW 1/4
2 AC

NE 1/4 SW 1/4
36 AC

C
17.9

A
23.6

B
18.8

B
15.0

B
29.5

SE 1/4 SW 1/4
38 AC

SW 1/4 SW 1/4
4 AC

~~Handwritten~~
~~Signature~~

Drawn By:
Leroy Mernaugh

V.R. Appl No 1330-1



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

January 2, 1985



Darrell C Rayman
Box 51
Camp Crook SD 57724

Dear Mr. Rayman:

On June 5, 1984 I made an inspection of your irrigation project in Section 32, T19N, R1E. We have no record of there being a water permit for this area in this office. In order to comply with the South Dakota Water Laws you will need to file an application for a Vested Right.

To assist you I am enclosing two copies of completed Form 2, Application for Permit and one copy of Form 2B Affidavit of Water Use. Please check over these forms and make any corrections necessary to make them as accurate as possible. Then sign all forms and have them notarized and return to this office with a check for \$10.50 to cover the cost of the examining fee and the Water License.

Enclosed also is a map of the area. Please check this map over and if you make any changes on it return it to this office so that we may correct our office copy. If there are no changes on the map you may keep it for your use.

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

Sincerely,

LEROY J. MERNAUGH
Water Resources Engineer

LJM:ks

enclosures

RECEIPT

Division of Water Rights

No 4 9975

South Dakota Department of Water and Natural Resources

Pierre, March 19, 1985

RECEIVED OF Darrell Rayman, Box 51, Camp Crook, SD 57724

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

Fee for Application for Permit No. <u>1330-1</u> to Appropriate Water, to construct works and to put water to beneficial use	8	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. _____	2	50
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

Chief Engineer

JOHN HATCH (ms)

Water Rights Division
605 773-3352

March 11, 1985

Darrell C Rayman
Box 51
Camp Crook SD 57724

Dear Mr. Rayman:

March 5, 1985, we received your application for a vested right in Harding County. All the forms are now in order. Before further processing we need the \$10.50 fee to cover the examining fee and the Water License.

Upon receipt of the \$10.50 fee further processing of your vested right will proceed.

Sincerely,

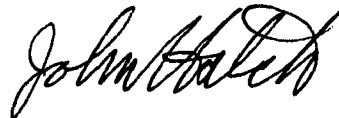
KAREN SCHLAACK
Administrative Aide

RECOMMENDATION OF CHIEF ENGINEER FOR VALIDATION OF VESTED WATER
RIGHT APPLICATION NO. 1330-1

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Validation of Vested Water Right Application No. 1330-1, Darrell C. Rayman, Box 51, Camp Crook, SD.

The Chief Engineer is recommending VALIDATION of Application No. 1330-1 because 1) water has been appropriated as described for irrigation use with a January 1, 1954 priority date, 2) the use has been developed without unlawful impairment of existing rights, 3) the use is a beneficial use and 4) it is in the public interest.

See the attached report for additional information.

A handwritten signature in cursive script, reading "John Hatch".

JOHN HATCH, Chief Engineer
October 31, 1986

Report on Vested Water Right Application No. 1330-1
Darrell C. Rayman
October 23, 1986

Application No. 1330-1 requests validation of a vested right claim to appropriate 1.14 cfs from a dry draw. The water has been used following construction of the system during 1954 to irrigate 80 acres. The points of diversion and irrigated acreage are located in Sections 29 and 32, T19N-R1E.

Conclusions:

1. According to the affidavit of water use, the system was constructed during 1954 and water has been put to beneficial use since that time.
2. The project is a water spreading system. It was inspected by LeRoy Mernaugh and found to exist as described.
3. It is recommended that the vested right claim be validated.
4. A priority date of January 1, 1954 should be assigned since the exact date for start of construction during 1954 is unknown.

LeRoy Mernaugh
LeRoy S. Mernaugh *by DDB*
Natural Resources Engineer



Department of Water & Natural Resources

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

November 5, 1986

NATION'S CENTER NEWS
Box 107
Buffalo SD 57720

Dear Sir:

Enclosed is a Notice of Hearing to Validate Vested Right Application No. 1330-1. Please publish this notice once each week for two consecutive weeks in your paper. The first publication should be on or before November 12, 1986.

Please bill the Water Rights Division for the cost of the publication.

Please receipt for the notice IMMEDIATELY after first publication attaching a copy of the first publication so that it may be compared with the records. For your convenience, you may use the printed form below for this purpose.

After final publication please complete and mail to this office, the enclosed Form to furnish Proof of Publication. The application can not be considered by the Water Management until proof of publication has been received.

Sincerely,

Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures

-----CUT HERE-----

Date_____

TO: Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

We are in receipt of your letter of _____ enclosing Notice of Hearing to Validate A Vested Right Application which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper



Department of Water & Natural Resources

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

November 5, 1986

Darrell Rayman
Box 51
Camp Crook SD 57724

Dear Mr. Rayman:

Your Application No. 1330-1 for a vested water right claim has been examined and found to comply with the South Dakota Water Laws and applicable rules. A notice of your claim has been sent to the Publisher of the NATION'S CENTER NEWS printed at Buffalo SD. For your information, a copy of the notice, the recommendation of the Chief Engineer and a report on the application are enclosed. Please review the notice and notify this office, if you have any corrections or questions.

The cost of publication of this notice will be paid for by the Water Rights Division.

Sincerely,

Ron Duvall
Natural Resources Engineer
605 773-3352

enclosures

Instruction to Newspaper - Publish first publication of the following Notice on or before November 12, 1986 with 2nd publication 1 week later. The Water Rights Division is responsible for payment.

NOTICE OF HEARING To Validate
Vested Right Application No. 1330-1 to Appropriate Water

Notice is hereby given that Darrell C Rayman whose mailing address is Box 51, Camp Crook, South Dakota has filed an application to validate a vested right claim to appropriate 1.14 cubic feet of water per second and to store 29 acre-feet of water annually in a dry draw dam to irrigate 80 acres with a claimed priority date of January 1, 1954. The point of diversion is located in the SE 1/4 SW 1/4 Section 29 and the irrigate acreage is located in the SW 1/4 Section 32; all in T19N, R1E.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends VALIDATION of Vested Water Right Application No. 1330-1 because 1) water has been appropriated as described for irrigation with a claimed priority date of January 1, 1954, 2) the use has been developed without unlawful impairment of existing rights, 3) it is a beneficial use of water and 4) it is in the public interest.

Validation of this application will be considered by the Water Management Board in Room 216, Joe Foss Bldg, December 10, 1986 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) approve validation, 2) approve the validation with qualifications, 3) defer, or 4) deny validation of the application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the applicant and the Chief Engineer by November 28, 1986. The petition may be informal, but must include a statement describing the petitioner's interest in the application, the reasons for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15, 46-2A-18; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31, 46-5-49; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15 and 74:02:01:19 thru 74:02:01:22.

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, Joe Foss Bldg, Pierre SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by November 28, 1986.

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

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Harding) ss.

I, Bonnie Glines hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Nation's Center 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 Buffalo

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

November 12, 1986

November 19, 1986



Bonnie R. Glines
(Signature)

Business Manager
(Title)

November 19, 1986
(Date Signed)

Cost of Printing: \$38.00

1st Publication - 101 lines @.209
per line = 21.11. 2nd Publication
101 lines @.209 x 80% = 16.89

NOTICE OF HEARING
To Validate Vested Right
Application No. 1330-1 to
Appropriate Water

Notice is hereby given that Darrell C. Rayman whose mailing address is Box 51, Camp Crook, South Dakota has filed an application to validate a vested right claim to appropriate 1.14 cubic feet of water per second and to store 29 acre-feet of water annually in a dry draw dam to irrigate 80 acres with a claimed priority date of January 1, 1954. The point of diversion is located in the SE 1/4 SW 1/4 Section 29 and the irrigate acreage is located in the SW 1/4 Section 32; all in T19N, R1E.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends VALIDATION of Vested Water Right Application No. 1330-1 because 1) water has been appropriated as described for irrigation with a claimed priority date of January 1, 1954, 2) the use has been developed without unlawful impairment of existing rights, 3) it is a beneficial use of water and 4) it is in the public interest.

Validation of this application will be considered by the Water Management Board in Room 216, Joe Foss Bldg, December 10, 1986 at 10:00 a.m.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to 1) approve validation, 2) approve the validation with qualifications, 3) defer, or 4) deny validation of the application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and file a written petition with BOTH the applicant and the Chief Engineer by November 28, 1986. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reasons for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provision of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17; 46-2A-1 thru 46-2A-10, 46-2A-12, 46-2A-14, 46-2A-15, 46-2A-18; 46-5-1 thru 46-5-11, 46-5-13 thru 46-5-15, 46-5-24, 46-5-25, 46-5-30.2, 46-5-30.4, 46-5-31, 46-5-49; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15 and 74:02:01:19 thru 74:02:01:22.

This hearing is an adversary proceeding. The applicant or any

person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, Joe Foss Bldg., Pierre, SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by November 28, 1986.

11-12, 19



Department of Water & Natural Resources

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

FEB 17 1987

Darrell C. Rayman
Box 51
Camp Crook, South Dakota 57724

Dear Mr. Rayman:

Enclosed are your Validated Vested Water Right and Water License No. 1330-1.
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,

A handwritten signature in cursive script that reads "John Hatch".

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

JH:ms

enclosures