

COPY

No. 185-7

Division No. 1

Belle Fourche Water District.

PERMIT

to appropriate water from

Belle Fourche River

Deade County, South Dakota

Name of applicant

Nelson Fish

Name of diversion works

Fish Ditch

Date of first receipt at office of State

Engineer. APR 17, 1902

Returned to app. nt for Correction

190

Corrected application received

190

Date of water right

April 17, 1902

Recorded in Book 2 Page 149-149

One-fifth of work to be completed

December 18, 1912

Whole work to be completed

June 18, 1913

Final proof of use of water

June 18, 1914

Approved June 18, 1902

Samuel Hobbs
State Engineer.

By B. B. Lick

Deputy

STATE OF SOUTH DAKOTA
COUNTY OF HIGGS

I hereby certify that the foregoing instrument is a true, correct and complete transcript of the original which it purports to be, as the same was filed for record in the office of the State Engineer.

Witness my hand and official seal, done at my office in Pierre, State of South Dakota this 25th day of June 1912

Samuel Hobbs
State Engineer.

By B. B. Lick
Deputy.

8. Estimated cost of works: (b) Pumping plant, \$ 1500.00
(a) Head gates, \$ 4.00
(c) Fluming, \$ 50.00 (d) Canal-earth, \$ 4.00 Rock, \$ 4.00
(e) Other structures \$ 4.00 Total, \$ 1550.00

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

60 H.P. Olds Gas. Engine and "American" centrifugal pump, 12" suction and 10" discharge. Cap. 3300 gals. 100 min.

II. Dimensions of works:

(a) Dam: Height 7.00 feet; length at bottom 4.00 feet; length at top 4.00 feet; thickness at bottom 4.00 feet; thickness at top 4.00 feet; slope of front (water) face 4.00:1; slope of back face 4.00:1; material used in construction 4.00:1

(b) Reservoir; Capacity when filled 4.00 acre feet. Surface area at highwater mark 4.00 acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH.....FEET OF DEPTH AT OUTLET-ACRES	CAPACITY-ACRE-Feet

(c) Head gate: Width 4.00 feet; height 4.00 feet; Material 4.00

(d) Canal: Total length 1.52 miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER LINE	GRADE PER MILE
At mile	feet	feet	feet	feet
At mile	feet	feet	feet	feet
At mile	feet	feet	feet	feet
At mile	feet	feet	feet	feet
At mile	feet	feet	feet	feet

[Give dimensions where reductions in size are made.]

10. Time required for completion of work 1 year.

11. Time required for complete application of water to the proposed beneficial use 2 years.

12. Choice of newspaper for publication of notice of intention to appropriate Wasta Gazette

STATE OF SOUTH DAKOTA } ss
County of Pennington

I, Earle L. Lewis, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of Engineer (owner, manager or engineer) that I have read the above and foregoing statement, and examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed Earle L. Lewis

Subscribed and sworn to before me this 15th day of April 1922.

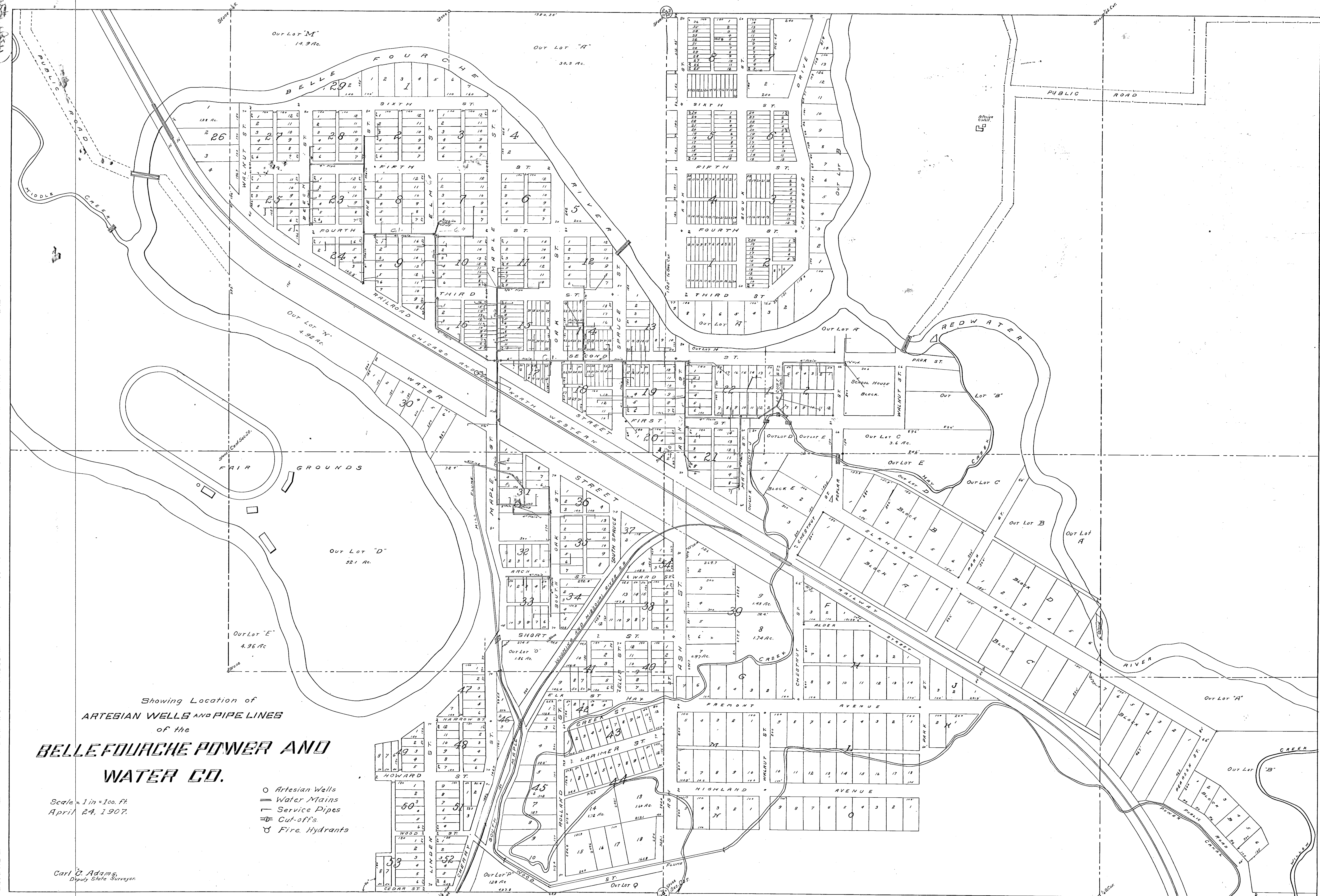
Jo. G. Maughon,
Notary Public (or other qualified officer.)

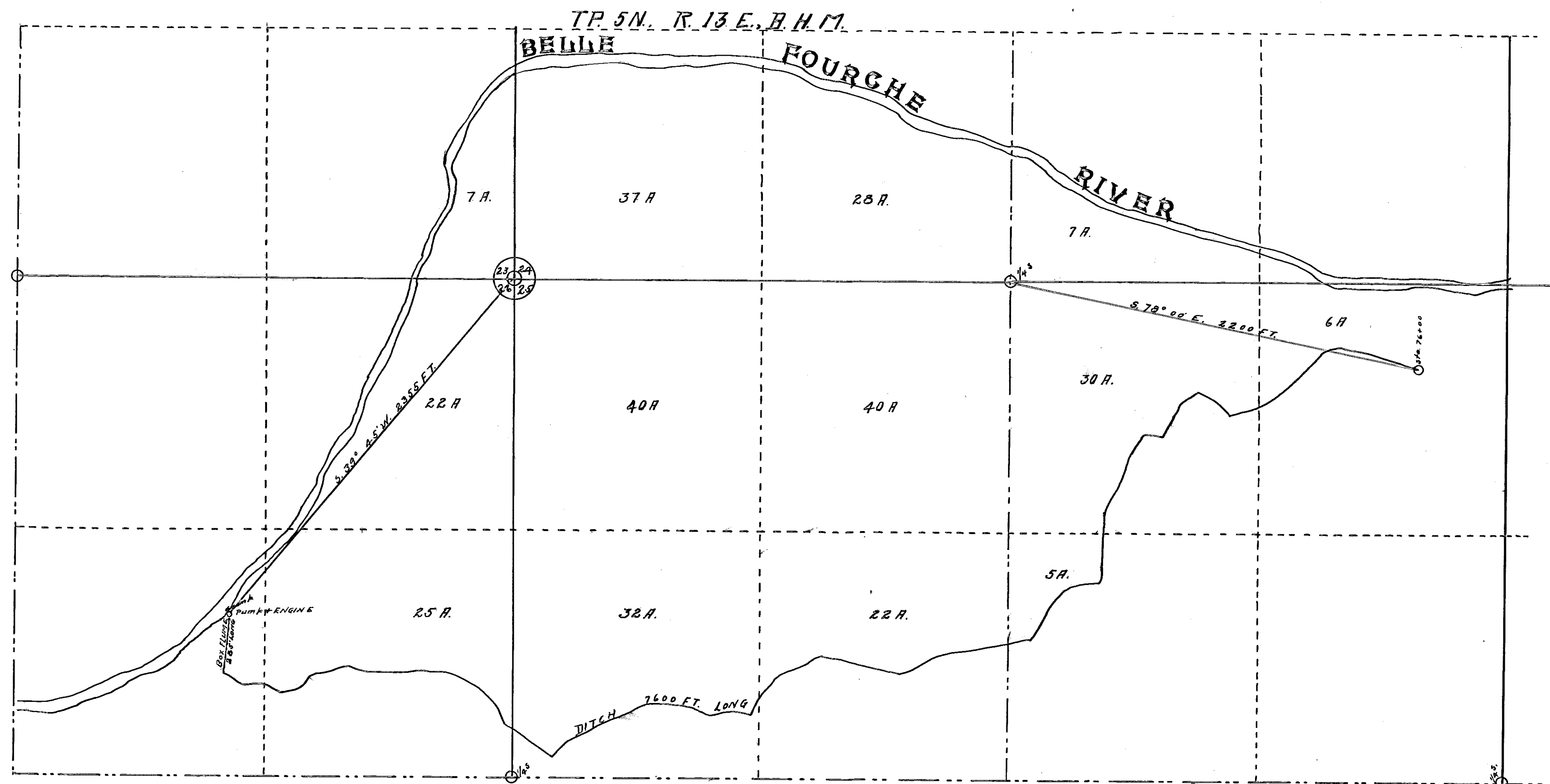
(SEAL)

BELLEFOURCHE

BUTTE COUNTY

S.D. DAKOTA





FISH WATER RIGHT

ON

BELLE FOURCHE RIVER

MEADE COUNTY

RAPID CITY, SO. DAK.

AUGUST 5, '11

SCALE 1"=400'

STATE OF SOUTH DAKOTA,
COUNTY OF PENNINGTON ss.

I, EARLE L. LEWIS, BEING DULY SWORN,
UPON MY OATH SAY, THAT I AM THE ENGINEER OF THE FISH WATER
RIGHT, THAT THE SURVEY AND MAP THEREOF WERE MADE BY ME
AND THAT I HAVE READ THE ACCOMPANYING AFFIDAVIT AND KNOW
OF MY OWN KNOWLEDGE THAT THE STATEMENTS THEREIN
MADE ARE TRUE.

Earle L. Lewis
ENGINEER

SUBSCRIBED AND SWORN TO BEFORE ME THIS 27th DAY OF
OCTOBER, 1911.

E. Wirth
NOTARY PUBLIC.

115-1

MAP 115-1 (APP. 115-1)

Remarks by State Engineer:

This application is for the right to appropriate and divert from Belle Fourche River at the point herein designated -4.3- second feet of water for irrigating the lands described herein. The point of diversion and the lands to be irrigated are situated in Meade County. Said diversion of water to be made from channel of stream by means of a centrifugal pump.

STATE OF SOUTH DAKOTA }
County of Hughes } ss

Pierre, South Dakota, June 25, 1902

This is to certify that the foregoing application was received at this office at nine o'clock a.m. upon the 17th day of April, 1902, and that after examination it was found to comply with the provisions of the Irrigation Code of South Dakota. Notice of intention to appropriate was published, proof of publication was duly filed, and a hearing was held in this office on June 17, 1902.

Samuel H. Loomis
State Engineer.

By B. B. Loomis Deputy.

Number of permit 185-1

Date of first receipt of application April 17, 1902

Date of return to applicant for correction - - - - - 190

Date of receipt of corrected application - - - - - 190

Date from which applicant may claim right April 17, 1902

Approved June 18, 1902, Recorded in Book 2 Page 148-149

This is to certify that I have examined the foregoing application for a permit to appropriate water of the state of South Dakota, and I hereby grant the same as stated herein, subject, however, to the following limitations and conditions.

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before December 18, 1902.

2d. The whole of said work is to be completed on or before June 18, 1903.

3d. The limit of time for proof of beneficial use of water appropriated in accordance herewith is June 18, 1904.

4th. The water appropriated shall be used for the purpose of irrigation.

5th. 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.

6th. The amount of the appropriation herein granted shall not exceed - 4.3 - cubic feet of water per second of time; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must 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 June 18, 1914; said water to be used during the following described annual periods.

April 1st to Nov. 1st.

Witness my hand this 25th day of June, 1902.

Samuel H. Loomis
State Engineer.

By B. B. Loomis Deputy.

Copy

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 105-1

WHEREAS, On the 17th day of April, 1913 A. D. 1913
Nelson Fish

of Wasta County of Pennington and State of
South Dakota duly made application (No. 105-1) to me for a permit to use -4.3-
cubic feet per second of the waters of Belle Fourche River
County of Hondo State of South Dakota, for Irrigation
purposes; and

WHEREAS, On the 18th day of June A. D. 1913
Permit No. 105-1 was issued to said applicant for the diversion of said water, and providing for the com-
pletion of the works of diversion therein described on or before the 19th day of
June A. D. 1913, and for the application to beneficial use of said
water on or before the 18th day of June A. D. 1914
and,

WHEREAS, On the 10th day of March A. D. 1915
the holder of said permit duly made proof of the completion of adequate works for the diversion of
-4.3- cubic feet per second of said waters, as evidenced by my Certificate No. 105-1
dated February 20, 1915 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use -7.5- cubic feet per second of water,
with date of priority of April 17, 1913 and,

WHEREAS, On the 10th day of March A. D. 1915
proof was duly made of the application to beneficial use of -4.3- cubic feet per second of
said water;

For irrigating the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23; S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 24; NE $\frac{1}{4}$
Sec. 23; NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Sec 25 all in Township 5 North,
Range 13 East, B. H. M. Also the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 24 of the same
Township and Range.

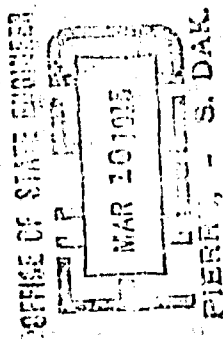
NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of South Dakota, I hereby grant and confirm to Joseph Henkin and William J. Thompson, both of Madison, South Dakota the holders and owners of said permit No. 106-1 a water right, dating from April 17, 1912 to the use of 4.3 cubic feet per second of the waters of Belle Fourche River in the County of Hondo and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 3355 ft. S. 30° 46' W. from the north-west corner of Sec. 25, T. 6 N., R. 13 E., S. 11 N. and conducted to and upon the lands heretofore described

for the purpose of irrigation

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Pierre, South Dakota, this 10th day of March A. D. Nineteen Hundred and Fifteen

State Engineer.



STATE OF SOUTH DAKOTA

Water License No. 163-1

To Thompson
Henkin

Source of Supply Belle
Fourche
Pieade County

Am't 4.3 Sec. Feet

Point of Diversion Herein de-
scribed

Place of Use On land herein
described

Purpose Irrigation

Date of Priority April 17 1912

Recorded June 25, 1912

In Book 2 of Page 148

Permit No. 165-1

Water Division No. 1 Belle Fourche Water District

Certificate of Application of Water to Beneficial Use.

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Joseph Henkin, residence, Madison, S. D., merchant and stockraiser
P. O. Madison, S. D. William I. Thompson, residence Madison, S. D.,
occupation merchant and stock raiser; P. O. Madison, S. D. co-partners
and not a corporation.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. We are co-partners and not a corporation.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 165-1 April 17, 1912, date of priority April 17, 1912

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Belle Fourche River, Point of diversion is S. 39° 45' W. 2355 ft.
from north west corner of section 25 T. 5 N., R. 13 E. B. H.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. A pumping Plant consisting of one 50 H.P. Olds Gas Engine driving
a 12" suction and 10" discharge American centrifugal pump and a ditch
5 ft. wide 1 1/2 ft. deep 1.53 miles long, capable of conveying 7.5 sec. ft.
of water through the FISH DITCH.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. for irrigation. The SE 1/4 SE 1/4 Sec. 23 7 acres, SW 1/4 SE 1/4 Sec. 24 37 acres,
E 1/4 SW 1/4 Sec. 24 28 acres, SW 1/4 SE 1/4 Sec. 24 7 acres, NE 1/4 NE 1/4 Sec. 25 6 acres,
NE 1/4 NE 1/4 Sec. 25 30 acres, SW 1/4 NE 1/4 Sec. 25 5 acres, NW 1/4 NW 1/4 Sec. 25 40 acres,
SE 1/4 NW 1/4 Sec. 25 22 acres, NW 1/4 NW 1/4 Sec. 25 40 acres, SW 1/4 NW 1/4 Sec. 25 32 acres,
E 1/4 NE 1/4 Sec. 26 22 acres, SE 1/4 NE 1/4 Sec. 26 25 acres, Total 301 acres. ✓

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. none

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 4.3 second feet

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. We acquired the property of Nelson Fish and water rights by
deed of conveyance.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Spring of 1914, Fall of 1914, and Fish also used a part of the plant before we purchased; we used full amount coming through the pumping plant for irrigation upon the irrigable lands susceptible of practicable irrigation distributing the same on the tract of land hereinbefore described.

(Sign.)

Joseph Hurkin

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Rapid City, County of Pennington, State of South Dakota, on this 8th day of March, 1915. A. D., 19

Notary Public.

Permit No. 1671

Proof of Application of Water to

Beneficial Use.

DEPOSITION OF HOLDER.

Amount of water 4.3 second feet

Source Belle Fourche

County Be Meade

Purpose Irrigation

Place of Use

Date of priority April 17, 1912

RECEIVED
MAR 10 1915
OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

Received and filed Mar. 10, 1915

Permit No. 165-1

Water Division No. 1..... Belle Fourche Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Engineer, Pierre, South Dakota:

Dear Sir: I hereby certify that in accordance with your letter of authorization dated
19....., I have this day made a thorough examination of the diversion works constructed by.....
Nelson Fish....., of.....Hasta.....
Pennington.....County, South Dakota, holder...of permit No. 165-1....., issued
upon application No. 165-1....., bearing date of priority of...April 17,....., 1912....., authorizing the
diversion of.....4.3...second feet of the waters of Belle Fourche River for irrigation.....
purposes. I have to report on the condition of the same as follows:

The diversion works comprise: A Pumping Plant and Ditch as described in the Application Viz: One 50 H.P. Olds Gas Engine and one 12" suction 10" discharge American Centriugal pump.

and the system is in the following condition: The pumping plant and Ditch are in good working condition.

The point of diversion is located S 32°45' E, 2355 ft. from the north-west corner of Sec. 25 T 5 N., R 13 E., B.H.U..

The works are capable of diverting and conveying to the place of use 7.5 second-feet of water, which is to be used for irrigation.

The legal sub-divisions to be irrigated are: SE¹/₄ of SE¹/₄ Sec. 24 7 acres, SW¹/₄ of SW¹/₄ Sec. 24 37 acres, SE¹/₄ of SW¹/₄ Sec. 24 28 acres, SW¹/₄ of SE¹/₄ Sec. 24 7 acres, NE¹/₄ of NE¹/₄ Sec. 25 6 acres, NW¹/₄ of NE¹/₄ Sec. 25 30 acres, SW¹/₄ of NE¹/₄ Sec. 25 5 acres, NE¹/₄ of NW¹/₄ Sec. 25 40 acres, SE¹/₄ of NW¹/₄ Sec. 25 22 acres, NW¹/₄ of NW¹/₄ Sec. 25 40 acres, SW¹/₄ of NW¹/₄ Sec. 25 32 acres, ~~comprising a total of xxxxxxxxxxxxxxxx acres of land.~~
~~The dam on xxxxxxxxxx xxxxxxxxxx NE¹/₄ of NE¹/₄ of Sec. 26 22 acres, SE¹/₄ of NE¹/₄ of Sec. 26 25 acres, comprising a total of 301 acres of land.~~

The utilization for power, mining, or other beneficial uses comprises:.... none

Domestic use:none

Witness my hand, this 20th day of February 1915, A. D. 19¹¹

James Hartgering
Examining Engineer

Do not use this space.

STATE OF SOUTH DAKOTA

DIRECT VOUCHER

AGENCY VOUCHER No.	DATE
111	11/10/81

PAYEE
STAPLE HERE
Trigg Ranches, Inc.
63 Whitewood Road
Sturgis SD 57735

DEPT.
DWR, Division of Water Rights
Joe Foss Bldg.
Pierre SD 57501

AGENCY ADDRESS

Agency	Fund	Sub Fund	Prog. Act.	Obj. Sub. Obj.	Agency Coding	Amount	Contract No.
200301	699	01	0000	0801		243 42	1
							2
							3
							4
							5
							6
							7
							8
							9
							10
TOTAL						22 243 42	

Warrant # 82079273
AC # 077374
date 11/10/81

NOTE: Vendor's invoice must be attached.

Invoice No.(s)	Date Delivered	QUAN.	DESCRIPTION OF SERVICE OR COMMODITY	UNIT PRICE	AMOUNT	MEMO
			Refund of unexpended funds collected from the Belle Fourche River and tributaries Water Use Control Area Permit Owners			
			✓ 165-1 Trigg Ranches, Inc. 122-1 Trigg Ranches, Inc. 1146-1 Trigg Ranches, Inc.		243 42	
TOTAL					243.42	

I declare and affirm under the penalties of perjury that this claim is in all things, true and correct. I further agree to comply with the provisions of the Civil Rights Act of 1964 and regulations issued thereunder relating to nondiscrimination in federally assisted programs.

Claimant Signature

Date

11-5-81

AGENCY VERIFICATION

I hereby certify that this claim has been examined by me, and to the best of my knowledge and belief is in all things true and correct and the same is hereby approved.

DIVISION APPROVAL

APPROVAL SIGNATURE

DATE

DATE

11-5-81

11-5-81

Belle Fourche River and Tributaries
Water Use Control Area
Financial Report
1981

Summary of Receipts and Expenditures
June, 1981 - July, 1981

	<u>Receipts</u>	<u>Disbursements</u>	<u>Balance</u>
Collections (Water User's fees)	\$7,379.37	\$	\$
Watermaster (Salary and Mileage)		2,028.62	5,350.75
	<u>\$7,379.37</u>	<u>\$2,028.62</u>	<u>\$5,350.75</u>

Detailed Report of Receipts

No.	Name	Diversion Rate	Acreage	Receipts (total fee)	Amount Returned
789-1	Louis Budmayr	0.90	95.50	\$ 34.00	\$ 30.10
429-1	Ed Brunner & Son	1.43	106.00	46.50	41.16
429-1A	Mel Pittman	1.07	79.00	40.00	35.41
506-1	Bob Bartels	.23	17.00	14.25	12.61
892-1	Bob Bartels	1.00	70.00	27.50	24.34
417-1A	Quinten & Karen Watson	.53	78.00	29.50	26.11
417-1B	Clarence Anderson	1.43	206.00	64.00	56.65
417-1	Mrs. Eddie(Vivian)Anderson	1.15	69.00	69.50	61.52
531-1	Ruby Dillinger	1.27	89.29	42.50	37.62
1162-1	Charles & Dorothy Shaykett	4.61	324.70	131.00	115.96
1210-1	Charles & Dorothy Shaykett	1.80	128.30	52.00	46.03
1132-1	Ezra Pauley	4.00	285.00	111.25	98.48
1204-1	Art Heitz, Jr.	2.19	153.00	68.25	60.41
1205-1	Harlan K Schnell	1.88	132.00	53.00	46.91
1215-1	H L & Mildred Brunner	3.00	264.50	96.12	85.08
418-1	Alex Miller	1.67	117.00	49.25	43.59
1213-1	Robert W Grant	1.43	100.00	45.00	39.83
419-1	Herman Stark	2.50	179.00	74.75	66.17
421-1	Lee Dutton	2.50	175.00	73.75	65.28
1049-1	Thorval Jensen	1.47	103.00	45.75	40.50
1122-1	Thorval Jensen	4.83	324.14	135.75	120.16
1160-1	Thorval Jensen	1.90	133.49	53.50	47.36
1029-1	Homestake Mining	1.39	97.00	44.25	39.17
910-1	Donald Halbmaier	2.50	175.00	73.75	65.28
1165-1	Tom Bowen	2.85	200.00	80.00	70.81
722-1	Edith Anderson & Tom Bowen	2.80	196.00	79.00	69.93
1148-1	Homestake Mining	13.50	948.00	377.00	333.71
430-1	Gerald Wetz	1.65	116.00	49.00	43.37
432-1	Roy Casteel	4.30	307.00	126.75	112.20
414-1	Mary Ann Schummer	3.40	239.00	99.75	88.30
411-1	Edward Poss	5.10	452.00	173.00	153.13
440-1	David A Richards	5.00	416.00	154.00	136.32
1149-1	Homestake Mining	3.20	226.00	96.50	85.42
1150-1	Homestake Mining	7.60	534.00	213.50	188.98
437-1	McNenny Ranch Inc.	5.90	418.00	164.50	145.61
1151-1	Homestake Mining	5.50	390.00	157.50	139.41
821-1	George Levin & Sons	7.00	490.00	192.50	170.40
1136-1	George Levin & Sons	3.07	215.00	93.75	82.98

Detailed Report of Receipts Cont.

No.	Name	Division Rate	Acreage	Receipts (total fee)	Amount Returned
1152-1	Homestake Mining	6.60	462.00	\$ 185.50	\$ 164.20
449-1	George Wurnig	5.00	365.00	171.25	151.59
1153-1	Homestake Mining	6.10	428.00	177.00	156.68
311-1	Lester Clark	16.61	1,163.60	461.00	408.06
310-1	Lester Clark	6.76	473.20	188.50	166.85
248-1	Lawrence Burke	0.90	64.00	26.00	23.01
1077-1	Charles H Arneson	1.44	131.00	52.75	46.69
165-1	Trigg Ranches Inc.	4.30	301.00	275.00	243.42
122-1	Trigg Ranches Inc.	3.75	263.00		
1146-1	Trigg Ranches Inc.	1.89	336.00		
928-1	Charles Wennberg	2.20	155.00	68.75	60.86
912-1	Gilbert Alan	1.46	101.80	45.50	40.28
926-1	Donald Berger	2.04	143.00	65.75	58.20
1176-1	Arthur J Odekoven	2.30	163.00	70.75	62.63
1190-1	Neil Shuck	3.53	247.00	101.75	90.07
611-1	Alex Miller	3.35	235.00	98.75	87.41
569-1	Ramona McFarland	0.97	68.00	27.00	23.90
870-1	Eugene C Bishop	0.70	49.00	22.25	19.70
401-1	Kenneth & Dorothy Aker	1.88	132.00	53.00	46.91
135-1	Walter Hoffman	3.11	220.00	95.00	84.09
408-1	James A Mickelson	3.10	218.00	94.50	83.65
469-1	Raymond Garness	1.30	91.00	42.75	37.84
1218-1	William Dillinger	.40	42.70	20.75	18.37
1222-1	John Ismay (Norman)	1.11	79.00	39.75	35.19
154-1	Homestake Mining	4.50	319.00	129.75	114.85
285-1	Edgar Colin Smart	1.42	150.00	67.50	---
331-1	Anna Stetca (Louis Budmayr)	1.87	131.00	52.75	---
472-1	Timothy Reich	2.00	167.84	62.00	---
275-1	John Durr	1.90	133.00	53.25	---
271-1	Herbert Clarkson	.06	43.00	20.75	---
296-1	Robert Helmer	2.50	179.00	74.75	---
308-1	Lewis Bertolotto	.64	45.00	21.25	---
282-1	James Jeffrey	1.05	73.70	38.50	---
1182-1	George Leach	1.60	108.00	47.00	---
228-1	Thornton Vallery	.72	54.17	23.75	---
290-1	Thornton Vallery	5.50	336.00	156.50	---
264-1	Thornton Vallery	.22	15.39	14.00	---
321-1	Clarence & Lawrence Foos	1.64	115.00	48.75	---
962-1	Ione A Shevling	3.00	251.00	92.75	---
960-1	Thornton & Gwenivere Vallery	.50	35.00	18.75	---
289-1	Thornton & Gwenivere Vallery	1.02	75.00	38.75	---
273-1	Ruben & Esther Kling	.46	32.60	18.25	---
273-1A	Ruben & Esther Kling	1.54	108.40	47.25	---
1177-1	Ruben & Esther Kling	3.30	231.00	97.75	---
416-1	Creta & Leslie Miner	2.66	198.00	79.50	---
865-1	Solomon Stark	2.14	150.00	67.50	---
287-1	David G Rathbun	2.20	154.00	68.50	---
1126-1	John Lewis	3.11	339.00	124.75	---

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8322

PIERRE, June 23, 1931

RECEIVED OF Iva Mae Trigg, Trigg Ranch, Inc., 63 Whitewood Rd, Sturgis, SD 57785

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for Inspecting Construction, and Issuing Cert. of Construction No.		
Fee for Inspecting Beneficial Use, and Issuing Water License No.		
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 water master services on RR 105-1	125	25
(any other work as provided by law)		
TOTAL	125	25

WATER RIGHTS COMMISSION

By (H. H. Hatcher) Chief Engineer, Executive Officer

SOUTH DAKOTA Department of
Water & Natural Resources
Joe Foss Building Water Rights Division (605) 773-3352
Pierre, South Dakota 57501

June 17, 1981

Trigg Ranch Inc.
Iva Mae Trigg
63 Whitewood Rd
Sturgis, SD 57785

Dear Ms. Trigg:

We are in receipt of your check in the amount of \$271.70 which you paid for water master services on the Belle Fourche River.

As you stated, there is some duplication among the permits. Below is a tabulation of what you should be billed.

9.67 cfs (rounded to 10.00) 700 acres

10.00 cfs x \$10.00	=	\$100.00
700 acres x \$0.25	=	175.00
total fee due		\$275.00

The reason for rounding the 9.67 cfs to 10 is because the rules adopted stated that a fee of ten dollars for each cubic foot per second or portion thereof... be assessed.

Please remit the amended fee of \$275.00 at soon as possible.

Very truly yours,

JAMES E WINTERTON
Water Resources Engineer

JEW/gy

Equal Opportunity Employer



Department of Water & Natural Resources

Joe Foss Building

Water Rights Division (605) 773-3352

Pierre, South Dakota 57501

June 10, 1981

Trigg Ranches, Inc.
63 Whitewood Rd
Sturgis, SD 57785

Gentlemen:

The rules adopted by the Water Management Board for establishing a water use control area on the Belle Fourche River, Whitewood Creek and Owl Creek requires that the water right holder be assessed a fee of ten dollars for each cubic foot per second or portion thereof of the diversion capability of the diversion works plus twenty-five cents for each acre irrigated as shown by the water rights of record in the Division of Water Rights. These fees are required to be paid to the Division of Water Rights by July 1, 1981.

Permits for which fees have not been paid by July 1, 1981 shall be refused the right to divert water for the remainder of the year. The fees paid will be used to defray the costs of providing water master services within the water use control area. The following is a tabulation of your assessment.

<u>Permit No.</u>	<u>Diversion Rate</u>	<u>Acreage</u>	<u>Fee</u>
✓165-1	4.3 cfs	301.0	\$125.25
122-1	3.75 cfs	263.0	\$105.75
TOTAL			\$231.00

Please make check or money order payable to the Dept. of Water and Natural Resources and send to the Division of Water Rights, Joe Foss Building, Pierre, SD 57501.

If you have any questions, do not hesitate to contact this office.

Very truly yours,

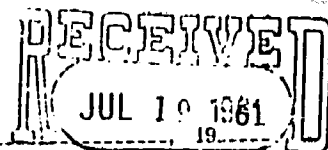
JOHN HATCH, Chief Engineer
Water Rights Division

JH/JW/gy

Equal Opportunity Employer

NOTICE OF TRANSFER OF WATER PERMIT

July 18,



TO: Office of State Water Resources Commission
Pierre, South Dakota

STATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

This is to notify you that Joseph Henkin and William I. Thompson

their
who previously owned the land described below has sold ~~his~~ interests to successive grantees

together with any rights to the beneficial use of water thereon as evidenced by State Water Permit No. 165-1
and as provided for in section 61.0141 of the SDC of 1939 and elsewhere SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 23; S $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 24; E $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 26; N $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Sec. 25 all in Township
5 North, Range 13 East, B.H.M. Also the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 24 of the same
Township and Range.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at
the OFFICE OF WATER RESOURCES COMMISSION as evidence of the change of ownership.

A fee of one dollar is hereto attached to cover filing fees as required under Section 5a.1206 of the SDC of 1939.

STATE OF SOUTH DAKOTA

County of Meade

ss.

I, Harold Trigg being first duly sworn on my

oath depose and say: That my relation to the above described undertaking is that of Owner, that I have read the
above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Signed

Harold Trigg

Subscribed and sworn to before me this 18th day of July 1961.

E. V. Morrill
Notary Public

E. V. MORRILL
NOTARY PUBLIC
COUNTY OF MEADE STATE OF S. DAK.
MY COMMISSION EXPIRES JULY 13, 1967.

TRANSFER OF WATER RIGHT.

KNOW ALL MEN BY THESE PRESENTS:

That Winifred A. Fish, widow and heir of George Nelson Fish Deceased
Meade County, South Dakota, party of the first part,
in consideration of one dollar and other valuable considerations
in hand paid by
Henkin and Thompson, party of the second
part, has sold, assigned, transferred, and set over, and by these
presents does sell, assign, transfer and set over, unto the said party
of the second part, its successors and assigns, that certain water
right or permit, granted to him by the State Engineer of the State of
South Dakota and being permit No. 155-1, in Water Division No.
One, in Meade County, South Dakota, and on the
stream of Belle Fourche River, in said county and state,
the record of which is filed in the office of the State Engineer at
Pierre, South Dakota, with all and singular the premises herein men-
tioned and described, and the said party has good right and lawful
authority to sell, assign and transfer the same in the manner herein
set forth.

In Witness Whereof he has hereunto set his hand and seal the

7th day of February, 1917.

Winifred A. Fish.
Widow and heir of George Nelson Fish,
Deceased

State of California }
~~xxxxxxx~~ } ss
County of Los Angeles }

Be it remembered that on this 7th day of February,
1917, before me J. E. Hatch, a Notary Public in
and for said county and state, personally appeared Winifred A. Fish
, well known to me to be the person who
is described and who executed the within and foregoing assignment, and
duly acknowledged to me that she executed the same freely.

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

J. E. Hatch
Notary Public

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County of Pennington } ss
George Scott being duly
 sworn, deposes and says the annexed printed copy of Notice
 Intention to appropriate Water was taken from the
Wasta Gazette a newspaper which
 during the whole time of publication of said notice herein-
 after stated, has been and is printed and published in the
 town of Wasta County of
Pennington and State of South Dakota,
 That the said notice was published in said newspaper on the
 following dates:
 May 3rd, 10th, 17th, 24th and 31st, 1912.
 in each and every issue of the full number thereof, the first
 publication being made on the 3rd day of May
1912 and the last publication on the 31st day of
May 1912, upon which days or times
 of publication aforesaid the newspaper was regularly pub-
 lished, and that during the whole time of said publication
 he was asst. manager of
 the said newspaper.

George Scott

Subscribed and sworn to before me this 31st day of May A. D. 1912

Samuel H. Lee
 United States Commissioner.
 Pennington County, S. D.

RECEIVED
 JUN 1 1912

OFFICE OF STATE ENGINEER,
 PIERRE, S. DAK.

Form 6--Notice of Intention to appropriate
 Water. No. 185-2

First Publication, May 3, 1912
 Appropriation of Water.

Office of the State Engineer, Pierre, S. D.
 April 19, 1912--Notice is hereby given that
 Nelson Fish whose postoffice address is Wasta,
 Pennington County, S. D., has made an appli-
 cation in accordance with the provisions of the
 appropriation laws of South Dakota for a permit to
 appropriate for beneficial use 4.3 cubic feet of
 water per second of time from Belle Fourche
 River through the Pieh ditch the point of di-
 version of which is to be located upon the
 right bank of said stream in NW 1/4 of the
 NE 1/4 of section 25 township 5 N. Range 13 E.
 R. H. M.: said water to be used for the purpose
 of irrigation upon SE 1/4 of SW 1/4 Sec. 23; SW 1/4
 of SW 1/4 Sec. 24; SE 1/4 of SW 1/4 Sec. 24; SW 1/4
 of NE 1/4 Sec. 24; NE 1/4 of NE 1/4 Sec. 25; NW 1/4 of NE 1/4
 Sec. 25; SW 1/4 of NE 1/4 Sec. 25; NW 1/4 of NW 1/4 Sec.
 25; SW 1/4 of NW 1/4 Sec. 25; NE 1/4 of NE 1/4 Sec. 25;
 SE 1/4 of NE 1/4 Sec. 25. All in T. 5 N., R. 13 E.
 S. D.

This application will be taken up by the
 State Engineer at his office at Pierre for consid-
 eration and appropriation upon the 15th
 day of June 1912, at 9 a.m. at which time all
 persons who believe that their rights would
 be adversely affected, or that the allowance
 of the permit would be detrimental to the pub-
 lic welfare, and to be benefited, are notified to be
 present either by sworn affidavit or in person
 for the purpose of presenting any relative tes-
 timony.

Samuel H. Lee
 State Engineer.

Water Rights Division
505 773-3352

September 8, 1982

165-1
1146-1

Henry J. Savelkoul
Attorney at Law
222 E Main
Albert Lea MN 56007

Dear Mr. Savelkoul:

This letter is in reference to your letter dated September 2, 1982 concerning water rights held by Trigg Ranch in Meade County, South Dakota. Enclosed please find a copy of Water Right No. 165-1 and 1146-1 listed in the name of Trigg Ranch, Inc.

State Statutes provide that a permit for irrigation remains appurtenant to the land. If there is an ownership change; however, no such assignment (transfer) shall be binding except upon the parties thereto, unless filed for record in this office.

If the corporation no longer owns the land and wishes the water rights to be transferred to new ownership, transfer forms can be obtained from this office.

Please notify this office as to the status of the above mentioned water rights. If you have any further questions concerning this matter, or need additional information, please contact this office.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ks

enclosures

LAW OFFICES
MORRILL HANSEN HUBBARD & BROWN

P. O. BOX 880 - 1113 SHEPHERD STREET
STURGIS, SOUTH DAKOTA 57785

December 13, 1983

DAVID E. MORRILL
DALE R. HANSEN
BRUCE A. HUBBARD
PORTIA K. BROWN

STURGIS PHONE
(605) 347-2551
RAPID CITY OFFICE
625 NINTH STREET - 8TH FLOOR
P. O. BOX 8108
RAPID CITY, S. D. 57701
PHONE (605) 348-7810

South Dakota Dept. of Natural Resources
Pierre, SD 57501

Dear Sirs:

I have a client, Trigg Ranch, Incorporated, who is the owner of South Dakota Water Right 1146-1 and Water Right 165-1. Trigg Ranch, Incorporated has sold the real estate which the Water Rights serve and desires to transfer the Water Rights to the new owners of the property. Would you please send me the necessary forms to accomplish this transfer.

Thank you.

Yours truly,

Dale R. Hansen

DRH:dlp



No. 165-1
1146-1

December 15, 1983

Dale R. Hansen
Morrill, Hansen, Hubbard & Brown
PO Box 580
Sturgis, South Dakota 57785

Dear Mr. Hansen:

Please find enclosed a copy of a Notice of Transfer of Water Permit form. This form must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50 for each, total of \$5.00.

Upon receipt of the enclosed form and the \$2.50 filing fee the permits will be transferred to the proper name. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

Please advise if you have any questions.

Sincerely,

Genny McMath
Water Rights Specialist

GM:ms
Enc. 2

DVNR-820A-8/83

NO. 165-1

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: January 5, 1984

This is to notify you that the title to the lands described as follows:

30 1/2 Acres - SE 1/4 SE 1/4 Section 23; S 1/2 SW 1/4, SW 1/4 SE 1/4 Section 24; E 1/2 NE 1/4 Section 26;

N 1/2 NE 1/4, SW 1/4 NE 1/4 and NW 1/4 Section 25 all in T5N, R13E, BHM

formerly owned by Trigg Ranch, Inc.

has been transferred to Russell Burmeister, Elm Springs, SD 57736

(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 165-1 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)
County of MEADE) ss.

tary /Treasurer of Trigg Ranch, Inc.

I, Jenny J. Printz - Secre- being first duly sworn on my oath despose and say: That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

TRIGG RANCH, INCORPORATED:

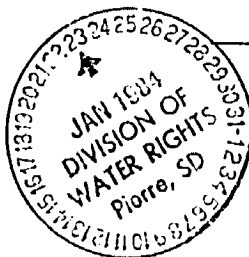
BY: Jenny J. Printz

(Signed)

JENNY J. PRINTZ, Secretary/Treasurer

Subscribed and sworn to before me this 5th Day of January, 1984.

(SEAL)



[Signature]
(Notary Public)

My Commission Expires January 1, 1985

WNR-820-9/83

Notice of Transfer of Water Permit

LAW OFFICES

MORMAN, SMIT, SHEPARD, HUGHES & WOLSKY

DALE L. MORMAN
KEITH R. SMIT
JOHN H. SHEPARD
JOHN T. HUGHES
CHARLES A. WOLSKY

Sturgis, South Dakota 57785
January 20, 1984

P.O. BOX 729
1134 MAIN STREET
TELEPHONE 347-3624
AREA CODE 605

S. D. Dept. of Water & Natural Resources
Foss Building
Pierre, South Dakota 57501

Re: Water Permit Transfers

Gentlemen:

This is to advise you that the title to the Southeast Quarter of the Southeast Quarter, Section 23; South Half of the Southwest Quarter, the Southwest Quarter of the Southeast Quarter of Section 24; East Half of the Northeast Quarter of Section 26; North Half of the Northeast Quarter, the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of Section 25; all in Township 5 North, Range 13 East of the Black Hills Meridian, Meade County, South Dakota, formerly owned by Trigg Ranch, Incorporated, has been transferred to Russell Burmeister, Elm Springs, South Dakota. Enclosed you will find the Notice of Transfer of Water Permit #165-1 along with the transfer fee of \$2.50. Enclosed also find the Notice of Transfer of Water Permit #1146-1 relating to the Southeast Quarter of the Northeast Quarter, the Southeast Quarter of Section 24, Township 5 North, Range 13 East; Southwest Quarter, South Half of the Southeast Quarter of Section 20; North Half of the Northeast Quarter of Section 29; Southwest Quarter of the Northeast Quarter, Northwest Quarter of the Southwest Quarter, Southeast Quarter of the Southeast Quarter, Section 19; South Half of the Southwest Quarter of Section 21; North Half of the Northwest Quarter of Section 28; all in Township 5 North, Range 14 East of the Black Hills Meridian, all in Meade County, South Dakota, which was formerly owned by Trigg Ranch, Incorporated, and is being transferred to Russell Burmeister, Elm Springs, South Dakota. Enclosed you will also find a fee of \$2.50 for the transfer of water right permit #1146-1.

As soon as the transfer of both of these water permits has been effected in your office, I would appreciate it if you would notify me in writing that the transfer has been completed. Thank you.

Very truly yours,

MORMAN, SMIT, SHEPARD, HUGHES & WOLSKY

By:

Charles A. Wolsky

CAW/msj
Enclosures



cc: Russell Burmeister

RECEIPT

Division of Water Rights

No 4 9509

South Dakota Department of Water and Natural Resources

Ferguson Realty, Box 880 Pierre, January 23, 1984, 19

RECEIVED OF Sturgis, SD 57785 for Russell Burmeister, Elm Springs, SD 57736

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form for WR#165-1 _____	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer JOHN HATCH/ins

**SOUTH DAKOTA Department of
Water & Natural Resources**
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

1148-1
165-1
No. _____

Division of Water Rights
605 773-3352

November 14, 1986

Burmeister Ranches
Box 32
Elm Springs, South Dakota 57736

Dear Sir:

Please find enclosed copies of Notice of Transfer of Water Permit forms. This form must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50. for each, total of \$5.00.

Upon receipt of the enclosed form and the \$2.50 filing fee/ for each total of \$5.00 the permits will be transferred to the proper name. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Secretary

ms

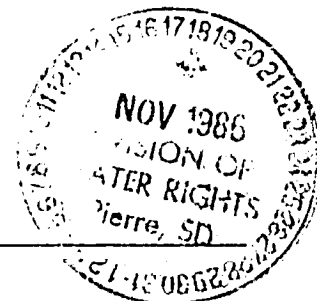
Enc.

These transfer notices are being sent to you in response to the 1986 Irrigation Questionnaires you submitted reflecting the ownership change.

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____



This is to notify you that the title to the lands described as follows:

301 Acres - SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 23; E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 24; E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 26;

N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ Section 25, all in T5N-R13E BHM

formerly owned by Russell Burmeister

has been transferred to Burmeister Ranches, Box 32, Elm Springs, SD 57736
(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 165-1 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)
) ss.
County of MEADE)

I, RUSSELL BURMEISTER being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Russell Burmeister
(Signed)

Subscribed and sworn to before me this 17 Day of November, 1986.

[Signature]
(Notary Public)

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410621

Pierre, November 15, 1986

RECEIVED OF Burnelster Ranches, Box 32, Elm Springs SD 57736

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form No. 165-1 _____	2	40
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer JOHN HATCH (ks)

South Dakota
Department of
Water & Natural Resources

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

WATER RIGHTS DIVISION

165-1
1146-1

November 21, 1986

Burmeister Ranches
Box 32
Elm Springs, South Dakota 57736

Dear Sir:

Enclosed is receipt Nos. 410620 and 410621 in the amount of \$2.50 each, total of \$5.00, which you paid for transfer of Water Right Nos. 1146-1 and 165-1.

Our records now show Burmeister Ranches as the owner of these Water Rights.

Sincerely,

Maxine Stirling
Secretary

Equal Opportunity Employer



October 16, 1995

165-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

165-1

1077-1

1444-1

Lonnie Arneson
HC 86 Box 24
Elm Springs, SD 57736

Dear Mr. Arneson:

Enclosed, as you requested, are partially completed "Notice of Transfer of Ownership" forms for use in filing ownership changes on Water Right No. 1077-1 (Gladys Arneson), Water Right No. 165-1 and Vested Water Right No. 1444-1 (Burmeister Ranches). I have also included copies of Nos. 165-1 and 1444-1 for your review.

Please review the transfer forms for accuracy and complete them by filling in the portion "to be transferred to....(name & address)". Once completed, the forms will need to be signed in the presence of a notary public and returned to our office with a required filing fee of \$2.50 for each transfer to be filed.

I reviewed our files and was unable to find another water right, from a dry draw, for Burmeister Ranches. You indicated during our phone conversation that there should be another water right for this land. If possible, could you make me a copy of the map you have showing the legal description of the dry draw and the acreage irrigated. Once I receive the map, I will recheck our files for the existence of a water right. If the irrigation has been in place for a long time, we may have an old location notice filed on it. The county register of deeds office may also have some records which may be helpful in the search.

If I can answer any questions, please contact me.

Sincerely,

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

enclosures



165-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 15, 1996

SECOND NOTICE

Permit Nos. 165-1

1077-1

1444-1

Lonnie Arneson
HC 86, Box 24
Elm Springs, SD 57736

Dear Mr. Arneson:

On October 16, 1995, notice was sent to you concerning the transfer of Water Right Nos. 165-1, 1077-1 and 1444-1 in the name of Burmeister Ranches and Gladys Arneson. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed are additional forms. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 per transfer, a total of \$7.50. The water rights can then be transferred to your name. If you are not the present owner of the land covered under these water rights, please notify this office. It is very important that ownership records be kept current. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact Genny McMath, (605) 773-3352.

Very truly yours,

RON DUVALL
Natural Resources Engineer
For John Hatch, Chief Engineer
Water Rights Program

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENP
523 E. Capitol
Pierre, SD 57501-3181



No. 165-1

Date: 3-6-95

I/We request that Water Right No. 165-1

formerly owned by: Burmeister Ranches, Box 32, Elm Springs, SD 57736

be transferred to: (name & address) Lonnie R Arneson Hc 84 Box 24
Elm Springs SD, Dak. 57736 Telephone No. 798-2525

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

301 acres - SE¼ SE¼ Sec 23; S½ SW¼, SW¼ SE¼ Sec 24; E½ NE¼ Sec 26; N½ NE¼, SW¼ NE¼ & NW¼ Sec 25, T5N, R13E

I/We understand that the validity of Water Right No. 165-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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

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

STATE OF SOUTH DAKOTA)

County of Mead)

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

Lonnie R Arneson
(Signed)

Subscribed and sworn to before me this 6th day of March, 1996.

Larry L Graham
(Notary Public)
Commission Expires 4-22-01

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

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

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

414856

Pierre, _____ March 18, 19 96

RECEIVED OF Lonnie Arneson, HC 86, Box 24, Elm Springs, SD 57736
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ and to put water to beneficial use _____	to Appropriate Water, to construct		
Fee for Application for Permit No. _____ - Use _____	to Appropriate Water, for Future		
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>Water Right No. 165-1</u>			
Fee for Filing Extension Request _____			
Fee for _____			

(Any Other Work Provided by Law)			
Total		2	50

By John Hatcher
Chief Engineer

165-1.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 28, 1996

File 165-1
1077-1
1444-1

Lonnie R. Arneson
HC 86, Box 24
Elm Springs, SD 57736

Dear Mr. Arneson:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 165-1 and 1577-1, and Vested Water Right No. 1444-1.

Our records now show you as the owner of Water Right Nos. 165-1 and 1577-1, and Vested Water Right No. 1444-1

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Program
(605) 773-3352

enclosure

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

165-1

1077-1

1444-1

Lonnie Arneson
HC 86, Box 24
Elm Springs, SD 57736

5. Signature (Addressee)

Marcia Arneson T

6. Signature (Agent)

[Signature]

PS Form 3811, December 1991

U.S. GPO: 1990-362-714

I also wish to
following service
(fee):

1. ☐ Address

2. ☐ Restrict
Consult postmas

4a. Article Number

2 161 984 008

4b. Service Type

☐ Registered

☒ Certified

☐ Express Mail

7. Date of Delivery

2 161 984 008
8. Addressee's Address
and fee paid

DOMESTIC RE



165-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 24, 2014

NOTICE

TO: LONNIE R ARNESON, 20886 RIVER RD, ELM SPRINGS, SD 57736

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2013 Irrigation Questionnaire(s)

Our records indicate that the 2013 Irrigation Questionnaire has not been submitted for Permit No(s) 165-1 & 1077-1 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 18, 2013. The Water Management Board has directed that owners of water permits who have not submitted the 2013 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

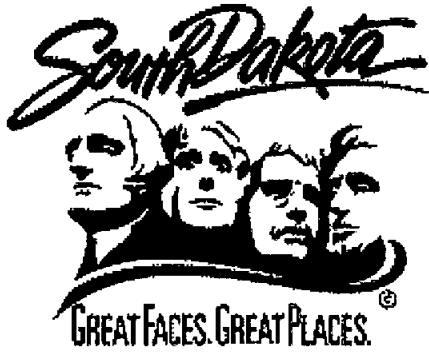
The hearing will be held at **9:00 am, March 6, 2014**, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 165-1 & 1077-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner 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 the State Supreme Court as provided by law.

If the questionnaire(s) is (are) received in this office on/or before **March 3, 2014**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



165-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

February 7, 2014

165-1
1077-1

Lonnie R Arneson
20886 River Rd
Elm Springs SD 57736

Dear Mr. Arneson:

I am writing to acknowledge receipt of your 2013 irrigation questionnaires.

You may disregard the January 24, 2014, "Notice" concerning reporting requirements for Water Right Nos. 165-1 and 1077-1. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us