

No. **251-1**

Division No. **1**

LITTLE MISSOURI RIVER District

PERMIT

to appropriate water from

Little Missouri River

Harding, County, **South Dakota**.

Name of applicant

Thomas Moseley

Name of diversion works

Tom Moseley Sprinkler Irrigation Project

Date of first receipt at office of State

Engineer **November 15,** 19**52**

Returned to applicant for Correction

November 21, 19**52**

Corrected application received

December 16, 19**52**

Date of water right

November 15, 19**52**

Recorded in Book **3** Page **37**

One-fifth of work to be completed

September 9, 19**53**

Whole work to be completed

March 9, 19**54**

Final proof of use of water

March 9, 19**54**

Approved **March 9,** 19**53**

DEAN W. LOUONS, State Engineer.

Corrected Application

NO. 251-1

Original Application

Water Division No. 1

LITTLE MISSOURI RIVER

District

(Blanks to be filled by the State Engineer.)

9:30 AM

9:30 AM

APPLICATION FOR PERMIT

To appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant Thomas MoseleyPostoffice address Camp Crook, County Harding, State South Dak.I. ~~XXXXXX~~ Trunks to Moseley Bros.

(a) Name of same

(b) Date and place of incorporation

(c) Amount of capital stock

(d) Amount paid in

(e) Names and address of directors:

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

(a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor) Direct labor and the employment of others.(b) Cash on hand, \$ Privately financed by applicant.

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work Tom Moseley Sprinkler Irrigation Project3. Quantity of water claimed 2.0-2.25 cubic feet per second.4. Source of water supply Little Missouri River5. Location of point of diversion Between the southwest corner of Lot 6, Sec. 1, T.18 N., R.1 E and a point 839 feet west of the northeast corner of Lot 14, Sec. 21 T.21 N., R. 2 E.oil both banks6. Annual periods during which water is to be used April 15th to November 15th7. To be used for: Irrigation by overhead sprinkler system

1. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?

(a) Number of acres to be irrigated 890 acres. irrigable.

(b) Legal subdivisions to be irrigated

Lot 14-21 Ac., SE $\frac{1}{4}$ -SE $\frac{1}{4}$ -40 Ac. Sec. 21, SW $\frac{1}{4}$ -SW $\frac{1}{4}$ - 5 Ac., Sec. 22,
 NW $\frac{1}{4}$ -NW $\frac{1}{4}$ - 40 Ac., SW $\frac{1}{4}$ -NW $\frac{1}{4}$ - 29 Ac. NW $\frac{1}{4}$ -SW $\frac{1}{4}$ - 13 Ac., Sec. 27, Lot 1-49 Ac.,
 NE $\frac{1}{4}$ -NE $\frac{1}{4}$ -40 Ac., Lot 5-29 Ac., Lot 6 - 8 Ac., Lot 11- 37 Ac. Sec. 28,
 SE $\frac{1}{4}$ -SE $\frac{1}{4}$ - 38 Ac., Sec. 29, Lot 1- 38 Ac., Sec. 32, Lot 2-26 Ac., Sec. 33,
 T. 21 N., R. 2 E. of BHM. Lot 2-44 Ac., Lot 4- 36 Ac., Lot 5-46 Ac.,
 Lot 6- 5 Ac., Lot 7-26 Ac., Lot 8-36 Ac., Lot 9- 10 Ac., Lot 11-16 Ac.,
 NW $\frac{1}{4}$ -SW $\frac{1}{4}$ - 20 Ac., SW $\frac{1}{4}$ -SE $\frac{1}{4}$ - 10 Ac., Sec. 19, T. 19 N., R. 2 E. of BHM,
 Lot 5- 20 Ac., Lot 6-32 Ac., Lot 9-10 Ac., NE $\frac{1}{4}$ -SW $\frac{1}{4}$ - 31 Ac. Sec. 36 T. 19 N., R 1
 Lot 3- 16 Ac., Lot 5-6 Ac. 6-35 Ac., Sec. 1, T. 18 N., R. 1 E. of BHM,
 Lot 1-6 Ac., Lot 8- 4 Ac., Sec. 3, T. 18 N., R. 1 E. of BHM,
 Lot 3-21 Ac., Sec. 19, T. 19 N., R. 2 E. of BHM. Total irrigable -890 Ac.

(d) Method of developing power None(e) Point where water will be returned to stream XXXXXX

8. Estimated cost of works:

(a) Head gates, \$..... (b) Pumping plant, \$... 2100.00.
(c) Fluming, \$..... (d) Canal-earth, \$..... Rock, \$.....
(e) Other structures and accessories \$ 4000.00. Total, \$... 51000.00.

9. Description of diversion works:

2140 ft. sprinkler line (3" to 6"), 660 ft. 7" main line,
54 sprinkler heads with 1" X 3/16 " nozzles, 3 pressure gages
and accessories.
Model SS-6-H-70 CMC Rainmaster pump (rubber mounted on trailer,)
with Chrysler IND. 12 motor with safety devices.

Manufacturer's rated capacity of sprinklers.

Pressure.	GPH.	Pressure.	GPH.
25#	13.9	30#	15.3
35#	18.5	40#	17.7
45#		50#	20.0
55#		60#	22.0

(c) * Head gate: Pressure gages on all sprinkler lines. Width.....feet; height.....feet;

Material.....

(d) Canal: Total length.....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
At Mile	feet	feet	feet	feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work one..... years.

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

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

Times-Herald, Buffalo, South Dakota

STATE OF SOUTH DAKOTA

County of Harrison } ss.

I, Thomas J Mosley, 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 examined the map accompanying the same, and that I know of my own personal knowledge that the matters herein stated and shown are true.

Signed Thomas Mosley

Subscribed and sworn to before me this 18th day of November, 19 52

Carl M. Gammel
Notary Public (or other qualified officer.)

PLAT OF THE TOM MOSELEY SPRINKLER IRRIGATION PROJECT, CAMP CROOK, HARDING COUNTY, SOUTH DAKOTA.

CERTIFICATE:
I, CARL M. CORNELL, LICENSED SURVEYOR IN AND FOR THE STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT, AT THE REQUEST OF THE TOM MOSELEY OF CAMP CROOK, SOUTH DAKOTA, I HAVE MADE A SURVEY OF AND PREPARED THIS PLAT OF THE VARIOUS LOCAL SUBDIVISIONS IN SECTIONS 1 AND 2, T.19 N., R.1 E., SEC. 36, T.19 N., R.1 E., SEC. 19, T. 19 N., R.2 E., OF B.M. AND SECTIONS 21, 27, 28, 29, 32 AND 33 OF T.21 N., R.2 E. OF B.M. BELONGING TO THE SAID TOM MOSELEY FOR THE PURPOSE OF GROWING THE IRRIGABLE AREAS IN THE TRACTS SHOWN HEREON AS A PART OF HIS APPLICATION TO APPROPRIATE WATER FROM THE LITTLE MISSOURI RIVER FOR USE FOR IRRIGATION THROUGH THE "TOM MOSELEY SPRINKLER IRRIGATION PROJECT".

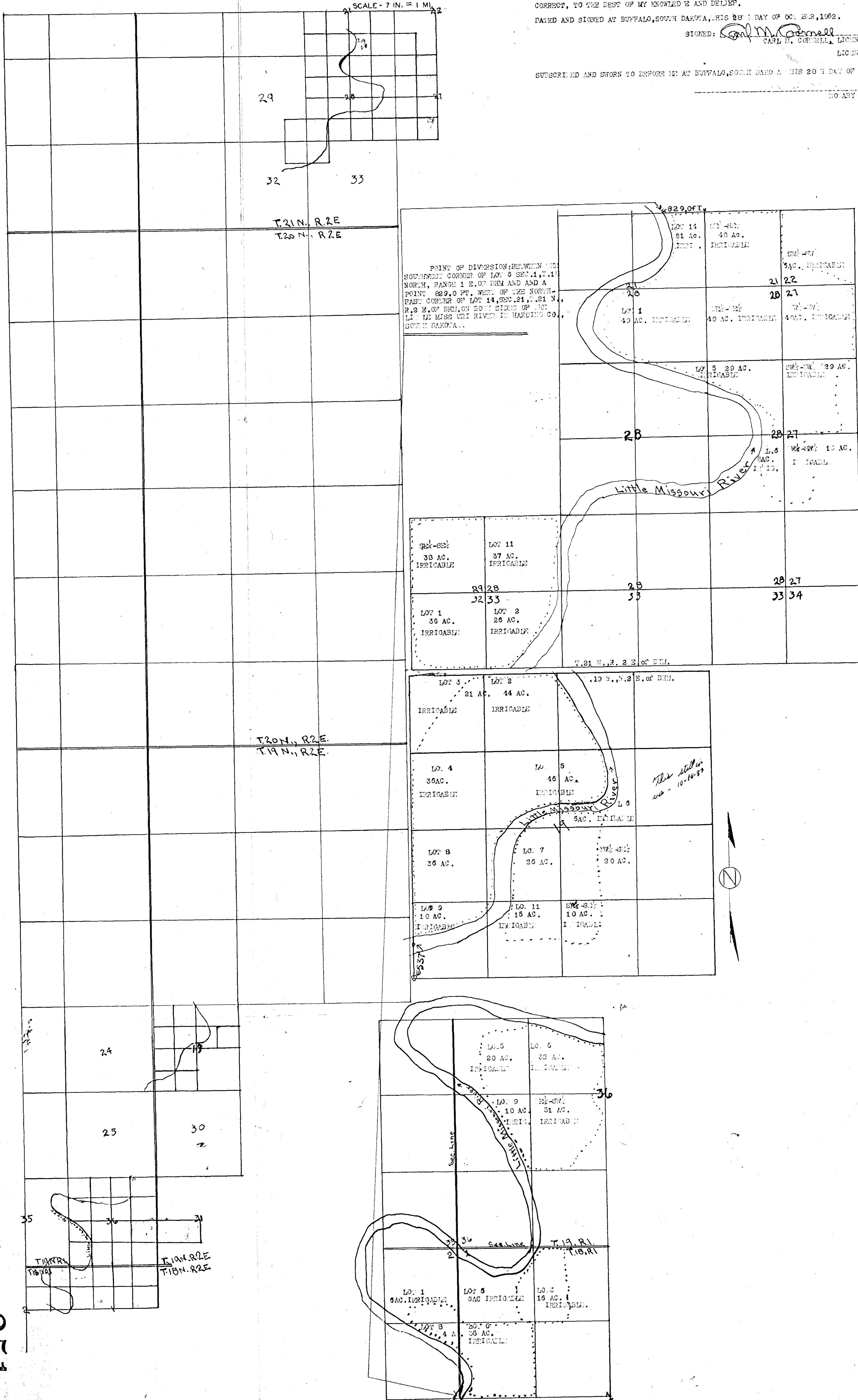
I FURTHER CERTIFY THAT THE BEARINGS AND DISTANCES OF THE VARIOUS LINES AS SHOWN HEREON AND THEIR LOCATION WITH REFERENCE TO THE GOVERNMENT CORNERS IS CORRECT, TO THE BEST OF MY KNOWLEDGE AND BELIEF.

DATED AND SIGNED AT BUFFALO, SOUTH DAKOTA, THIS 28th DAY OF OCTOBER, 1962.

SIGNED: *Carl M. Cornell*
CARL M. CORNELL, LICENSED SURVEYOR,
LICENSE NO. 144.

SUBSCRIBED AND SWORN TO BEFORE ME AT BUFFALO, SOUTH DAKOTA, THIS 28th DAY OF OCTOBER, 1962

NO ANY PUBLIC (SEAL)



Water Right No. - 251-1
Map No. - 230-1

Remarks by State Engineer:

It is estimated that the mean flow in South Dakota is from 0 to 10 c.f.s. in the Fall and Winter and from 20 to 200 c.f.s. in the Spring and Summer. There is 28 c.f.s. appropriated at present not including old rights. Therefore, there will be times when no water will be available for this permit.

STATE OF SOUTH DAKOTA

County of Hughes

ss.

Pierre, South Dakota, March 9, 1953

This is to certify that the foregoing application was received at this office at 9:30 o'clock A. m. upon the 15th day of November, 1952 and that after examination it was found to comply with the South Dakota water laws, was published in accordance with the provisions thereof and consideration given to any and all information presented. No protests were received.

Number of permit 251-1

Dean W. Loucks
DEAN W. LOUCKS State Engineer.

Date of first receipt of application November 15, 1952

Date of return to applicant for correction November 21, 1952

Date of receipt of corrected application December 16, 1952

Date from which applicant may claim right November 15, 1952

Approved March 9, 1953, Recorded in Book 3 Page 37

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 September 9, 1953

2nd. The whole of said work is to be completed on or before March 9, 1954

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is March 9, 1954

4th. The water appropriated shall be used for the purpose of providing sprinkler 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 2.0 cubic feet per second; 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 March 9, 1954; said water to be used during the following described annual period:

April 15 to November 15, Inclusive

Witness my hand this 9th day of March, 1953

Dean W. Loucks
DEAN W. LOUCKS, State Engineer.

Certificate of Construction issued....., 19.....

Water License issued....., 19.....

STATE OF SOUTH DAKOTA

Water License No. 251-1

To THOMAS MOSELEY
CAMP CROOK, SOUTH DAKOTA

Source of Supply Little Missouri
River

Harding County

Am't 2.25 Sec. Feet

Point of Diversion SW Corner-Lots 6,
Sec. 1-T18N-R1E & a pt. 829' W of the
NE Corner of Lot 14, Sec. 21-T21N-R2E

Place of Use (See Application)

Purpose Overhead Sprinkler
Irrigation.

Date of Priority November 15, 1952

Recorded 3-9-53

in Book 3 of Page 37

STATE OF SOUTH DAKOTA

WATER LICENSE No. 251-1

WHEREAS, On the 12th day of November A. D. 1952

THOMAS MOSLEY

of Camp Crook, County of Harding, and State of South Dakota, duly made application (No. 251-1) to me for a permit to use 2.0 cubic feet per second of the waters of Little Missouri River County of Harding, State of South Dakota, for overhead sprinkler irrigation purposes; and

WHEREAS, On the 9th day of March A. D. 1953. Permit No. 251-1 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 9th day of March, A. D. 1954 and for the application to beneficial use of said water on or before the 9th day of March A. D. 1954 and,

WHEREAS, On the 12th day of October A. D. 1954 the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.0 cubic feet per second of said waters, as evidenced by my Certificate No. 251-1 dated October 19, 1954 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2.25 cubic feet per second of water, with date of priority of November 15, 1952 and, ~~and,~~

WHEREAS, On the 12th day of October A. D. 1954 proof was duly made of the application to beneficial use of 2.25 cubic feet per second of said water;

NOW, THEREFORE, By the virtue of the authority vested in me by the laws of the State of South Dakota, I hereby grant and confirm to Thomas Moseley of Camp Creek the holder and owner of said permit No. 251-1 a water right, dating from November 15, 1952 to the use of 2.25 cubic feet per second of the waters of Little Missouri River in the County of Harding and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted ~~at~~ between the SW corner of Lots 6, Section 1-T18N-R1E and a point 829' West of the NE corner of Lot 14, Section 21-T21N-R2E and conducted to and upon a portion of land in Sections 21, 22, 27, 28, 29, 33, and conducted to and upon T21N-R2E, Section 19-T19N-R2E, Sections 1, 2, and 36, T18N-R1E for the purpose of overhead sprinkler 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 seal of my office at Pierre, South Dakota, this 19th day of October A. D. Nineteen Hundred and Fifty-Four.

DEAN W. LOVICKS,

State Engineer.

Permit No. 251-1

Water Div. No. 1 Little Missouri Water Dist.

**Certificate of Completion
of Works.**

Dated 10-19 1954

Stream Little Missouri River

County Harding

Amount 2.25 cubic feet per sec.

Date of priority 11-15-52

Recorded in Book 3 Page 37

of page

Permit No. 251-1

Water Division No. 1 Little Missouri Water District

Certificate of Construction of Works.

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That THOMAS MOSELEY

of Camp Crook County of Harding and State of South Dakota the holder of Permit No. 251-1, issued upon Application No. 251-1, bearing date of priority of November 15, 1952, authorizing the diversion of 2.0 second-feet of the waters of Little Missouri River, County of Harding State of South Dakota, ~~etc~~ between points of the river as described in the application for overhead sprinkler irrigation.

purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 2.25

second-feet of water; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

Lot 14-21 Ac., SE $\frac{1}{4}$ -SE $\frac{1}{4}$ -40 Ac. Sec. 21, SW $\frac{1}{4}$ -SW $\frac{1}{4}$ - 5 Ac., Sec. 22,
NW $\frac{1}{4}$ -NW $\frac{1}{4}$ - 40 Ac., SW $\frac{1}{4}$ -NW $\frac{1}{4}$ - 29 Ac. NW $\frac{1}{4}$ -SW $\frac{1}{4}$ - 13 Ac., Sec. 27, Lot 1-49 Ac.,
NE $\frac{1}{4}$ -NE $\frac{1}{4}$ -40 Ac., Lot 5-29 Ac. Lot 6 - 8 Ac., Lot 11 - 37 Ac. Sec. 28,
SE $\frac{1}{4}$ -SE $\frac{1}{4}$ - 38 Ac., Sec. 19, Lot 1- 36 Ac., Sec. 32, Lot 2-26 Ac., Sec. 33,
T.21 N., R.2E. of BHM.-Lot 2-44 Ac., Lot 4- 36 Ac., Lot 5-46 Ac.,
Lot 6-5Ac., Lot 7-26 Ac., Lot 8-36 Ac., Lot 9-10 Ac., Lot 11-15 Ac.,
NW $\frac{1}{4}$ -SE $\frac{1}{4}$ - 20 Ac., SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 10 Ac., Sec. 19, T.19N., R.2E. of BHM.
Lot 5- 20 Ac., Lot 6-32 Ac., Lot 9-10 Ac., NE $\frac{1}{4}$ -SW $\frac{1}{4}$ - 31 Ac. Sec. 36 T.19N., R1
Lot 3- 16 Ac., Lot 5-6 Ac. Lot 6-35 Ac., Sec. 1, T.18N., R. 1E. of BHM.
Lot 1-6 Ac., Lot 3- 4 Ac., Sec. 2, T.18N., R.1E. of BHM.
Lot 3-21 Ac., Sec. 19, T.19 N., R.2E. of BHM. Total irrigable -890 Ac.

Witness my hand this 19th day of October, A. D. 19 54

DEAN W. LOUCKS State Engineer of South Dakota.

PROOF OF PUBLICATION

OFFICE OF STATE ENGINEER
 Pierre, S. Dak.

STATE OF SOUTH DAKOTA }
 County of Harding } ss.

Donald L. Cammack being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Buffalo Times-Herald 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 Buffalo County of Harding and State of South Dakota; that the said notice was published in said newspaper on the following dates:

January 8, 1953
January 15, 1953
January 22, 1953
January 29, 1953
 in each and every issue of the full number thereof, the first publication being made on the 8th day of January 1953, and the last publication on the 29th day of January 1953, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was the printer and publisher of the said newspaper.

NOTICE OF INTENTION TO APPROPRIATE WATER

No. 251-1

Office of State Engineer,

Pierre, S. Dak., Dec. 18, 1952.
 Notice is hereby given that Thomas Moseley, whose postoffice address is Camp Crook, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.0 cubic feet of water per second of time from the Little Missouri River through the Tom Moseley Sprinkler Irrigation Project, the point of diversion of which is to be located on both banks of said stream between a point at the S. W. corner of Lot 6, Sec. 1, T. 18 N. R. 1 E, and a point 823 ft. W. of the NE1 corner of Lot 14, Sec. 21, T. 21 N. R. 2 E.

Said water is to be used for the purpose of providing irrigation on the following described land: Lot 11 & SE1-SW1 Sec. 21; SW1-SW1 Sec. 22; W1-NW1 & NW1-SW1 Sec. 27; lots 1, 5, 6, 11 and NE1-NE1 Sec. 28; SE1-SE1 Sec. 29; lot 1 Sec. 32; lot 2 Sec. 33; T. 21 N. R. 2 E; Lots 2, 3, 4, 5, 6, 7, 8, 9, 11 & W1-NE1 Sec. 19, T. 19 N. R. 2 E; Lots 5, 6, 9 & NE1-SW1 Sec. 36, T. 19 N. R. 1 E; lots 3, 5, & 6 Sec. 1 and lots 1 & 8 Sec. 2, T. 18 N. R. 1 E.

This application will be taken up by the State Engineer at his office at Pierre for consideration upon the 25 day of January, 1953, at 2:00 P. M. All persons who believe that their prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare shall file such protest with the State Engineer in writing prior to the above date and may appear on the day above mentioned in person for the purpose of discussing further, the information presented.

Appropriate action will be taken by the State Engineer after suitable time has elapsed for the consideration of any or all information presented.

DEAN W. LOUCKS
 State Engineer

(Pub. Jan. 8-15-22-29)

Subscribed and sworn to before me this 29 day of January, A. D. 1953

Notary Public Harding County, S. D.

(First Publication _____, 19____)

APPROPRIATION OF WATER

Office of State Engineer,

Pierre, S. Dak., December 18, 1952

Notice is hereby given, that Thomas Moseley whose postoffice address is Camp Crook, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.0 cubic feet of water per second of time from the Little Missouri River through the Tom Moseley Sprinkler Irrigation Project, the point of diversion of which is to be located on ~~the~~ both banks of said stream between a point at the S.W. corner of Lot 6, Sec. 1, 18N, R. 1E, and a point 829 ft. W. of the N.E. corner of Lot 14, Sec. 21, T.21N, R.2E.

~~Said water to be used for the purpose of providing irrigation on the following described land:~~ Lot 14 & SE $\frac{1}{4}$ -SE $\frac{1}{4}$ SEC. 21; SW $\frac{1}{4}$ -SW $\frac{1}{4}$ Sec. 22; W $\frac{1}{2}$ -NW $\frac{1}{4}$ & NW $\frac{1}{4}$ -SW $\frac{1}{4}$ Sec. 27; lots 1, 5, 6, 11 and NE $\frac{1}{4}$ -NE $\frac{1}{4}$ Sec. 28; SE $\frac{1}{4}$ -SE $\frac{1}{4}$ SEC. 29; lot 1 Sec. 32; Lot 2 Sec. 33; T.21N, R.2E; Lots 2,3,4,5,6,7,8,9,11 & W $\frac{1}{2}$ -SE $\frac{1}{4}$ Sec. 19-T.19N, R.2E; Lots 5,6, 9 & NE $\frac{1}{4}$ SW $\frac{1}{4}$ SEC. 36, T.19N, R.1E; lots 3, 5, & 6 Sec. 1 and lots 1 & 8 Sec. 2, T.18N, R. 1E

This application will be taken up by the State Engineer at his office at Pierre for consideration upon the 28 day of January, 1953, at 2:00 P. M. All persons who believe that their prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare shall file such protest with the State Engineer in writing prior to the above date and may appear on the day above mentioned in person for the purpose of discussing further, the information presented.

Appropriate action will be taken by the State Engineer after suitable time has elapsed for the consideration of any or all information presented.

~~RECORDED~~

DEAN W. LOUCKS
State Engineer

cc: Carl Cornell 12/29/52

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights Commission
Foss Building
Pierre, SD 57501

Date: X 12-11-78

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

X _____

_____ formerly owned by Thomas Moseley

has been transferred to Moseley Bros., Camp Crook, SD 57724

together with any rights to the beneficial use of water thereon as evidenced by
Water Right Permit No. 251-1 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 Office of Water Rights Commission 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 Harding) ss.

I, Thomas H. Moseley, 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.

Thomas H. Moseley Thomas H. Moseley
(Signed)

Subscribed and sworn to before me this 11 Day of Dec 1978.

Kyle Sammisbury
(Notary Public)



RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

N^o 4 6602

PIERRE, December 13, 1918

RECEIVED OF Thomas Hiseley, Camp Crook. SD 57724
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 transfer of water right No. 251-1		50
Fee for certified copy of _____		
Fee for Print copy of map _____		
Fee for Certifying _____		
Fee for _____ (any other work as provided by law)		
TOTAL		50

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer
JOHN HATCH 97

Permit No. 251-1.

Water Division No.

Water District

Notice of Completion of Works

(This blank must be filled out by the holder of permit and forwarded to the State Engineer at least 60 days before the time set for completion of works.)

(P. O.) Camp Crook, South Dakota(Date) 9-20-1954

TO THE STATE ENGINEER OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of

2

second feet of the waters of the state from

through the Tom Mosley Sprinkler Irrigation Projectfor irrigation purposes

purposes

in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of South Dakota.

1. The name of the person or corporation holding said permit is Thomas Mosley2. The postoffice address of such person or the place of business of such corporation is Camp Crook
County of Harding State of South Dakota3. The number of such permit is 251-1 and the date set for the completion of such work is
September 22, 19544. Said water to be used for Irrigation purposes.5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 2 cubic feet per second.6. The amount of land for which said water is available is 890 acres.

Lot 14-21 Ac., Sec. 31-32-10 Ac. Sec. 31, 32-33-5 Ac., Sec. 22;
 NW-34-40 Ac., 34-35-29 Ac. NW-35-13 Ac., Sec. 27, Lot 1-49 Ac.,
 NE-36-40 Ac., Lot 5-39 Ac., Lot 6-8 Ac., Lot 11-37 Ac. Sec. 28,
 SE-39-30 Ac., Sec. 29, Lot 1-33 Ac., Sec. 32, Lot 2-26 Ac., Sec. 33,
 T. 21 N., R. 2 E. of EHM. Lot 2-44 Ac., Lot 4-30 Ac., Lot 5-46 Ac.,
 Lot 6-54 Ac., Lot 7-36 Ac., Lot 8-36 Ac., Lot 9-10 Ac., Lot 11-15 Ac.,
 NW-37-20 Ac., SE-37-10 Ac., Sec. 19, T. 19 N., R. 2 E. of EHM.
 Lot 5-20 Ac., Lot 6-30 Ac., Lot 9-10 Ac., NE-37-31 Ac. Sec. 39 T. 19 N., R. 1
 Lot 7-16 Ac., Lot 8-6 Ac. 6-35 Ac., Sec. 1, T. 19 N., R. 1 E. of EHM.
 Lot 1-3 Ac., Lot 8-4 Ac., Sec. 2, T. 19 N., R. 1 E. of EHM.
 Lot 3-21 Ac., Sec. 19, T. 19 N., R. 2 E. of EHM. Total irrigable - 890 Ac.

(Signature)

Engineer.

Permit No. 251-1

H. P. Co. 9794

Water Division No. 1 Little Mo. River Water District

CERTIFICATE OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

Ans. Thomas Moseley

Camp Crook, S. Dak.

~~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. _____~~

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

Ans. No. 251-1, dated Nov. 12, 1952, Date of priority - Nov. 15, 1952.

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

Ans. Little Missouri River. Point of diversion - Between the NW corner of Lot 6, Sec. 1, T 18N, R 1E and a point 829' west of the NW corner of Lot 14, Sec. 21, T 21 N R 2E

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. Irrigating by Overhead Sprinkler System. Capacity of conveying - 2.0 sec. ft. through the Tom Moseley Sprinkler Irrigation Project.

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. Let 3 - 34 Ac., Let 4 - 36 Ac., Let 5 - 46 Ac., Let 7 - 14 Ac.,
Let 8 - 14 Ac., Let 11 - 10 Ac., Let 12 - 8 Ac., Let 13 - 20 Ac., Let 14 - 4 Ac.,
Sec. 10, T.18N, R.2 E. NW
Let 3 - 10 Ac., Let 5 - 6 Ac., Let 11 - 21 Ac. Sec. 1, T.18 N.,
R. 1 E. NW Total 221 Ac.

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. 3.0 Sec. ft.

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. I made the above described application.

DATE MICROFILMED

CHINA OPERATOR

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

Ans. I have been irrigating with my sprinkler system since I received it, the later part of May 1934 and have had the system operating nearly every day and some nights. Have covered the area indicated above a part (about 130 acres) 2 irrigations and the rest only once and was able to make 3 cuttings of alfalfa on the old fields by 2 irrigations and 55 acres of good corn in spite of one of the dry seasons in history.

(Sign.)

Thomas Mosley

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 Buffalo, County of Harding, State of South Dakota, on this 12th day of October A.D. 1934

Notary Public

Buffalo, South Dakota

Permit No. 55471

Proof of Application of Water to Beneficial Use.

DEPOSITION OF HOLDER.

Amount of water second feet

Source Electric Motor

County Harding

Purpose Irrigation

Place of Use Section 36, T. 14 N., R. 10 E., S. 10 E.

Date of priority November 10, 1934

Received and filed

Permit No. 351-1

Water Div. No. _____ Water Dist. _____

**Certificate of Examination
of Works**

Dated Oct. 12, 1954, 19____

Stream Little Missouri River

County Harding

Amount 2 Second Feet

Date of Priority Nov. 15, 1952

Recorded in Book _____ Page _____

Filed in the office of the State Engineer

this _____ day of _____ A. D., 19____

State Engineer.

By _____

Deputy.

Permit No. 251-1.

Water Division No. _____ 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 Sept. 30, 1954, I have this day made a thorough examination of the Sprinkler system constructed by Thomas Mosley

Harding County, South Dakota, holder of Permit No. 251-1, issued

upon Application No. 251-1, bearing date of priority of Nov. 15, 1952, 19____, authorizing the

diversion of 2 second feet of the waters of The Little Missouri River for irrigation

purposes. I have to report on the condition of the same as follows: \$ 199

The diversion works comprise: 1 70 HP Oliver Diesel Motor with Berkley M 370 A
6" X 5" pump XXX370X, 88-1/8" x 13/64" sprinkler heads, 1140' 6" alum-
inum main line pipe, 2610' 5" aluminum lateral pipe (30' lengths),
1 6" controller Y, 4 6" 90° elbows, 2 5" 90° elbows, 1 10' x 6" suction hose,
1 6" suction pipe, 2 pressure gages, 1 6" x 5" tee, with various accessories
of a total cost of \$9050.73

and the system is in the following condition: The system is new and in excellent working condition. It uses two laterals at the time and develops considerable line pressure - was running about 25# pressure out on the lines.

The point of diversion is located

Between the SW corner of Lot 6, Sec. 1, T.18, R.1 and a point 829' west of NE corner of Lot 14, Sec. 21, T.18, R.1.

The works are capable of diverting and conveying to the place of use 2 second-feet of water, which is to be used for irrigation

The legal sub-divisions to be irrigated are:

Lot 14 -21 Ac., SE-SE-40 Ac., Sec. 21, SW-SW -5Ac. Sec. 22,
NW-NW -40 Ac., SW-SW -29 Ac. NW-SW -13 Ac., Sec. 27,
Lot 1 -49 Ac., NE-NE -40 Ac. Lot 5-29 Ac., Lot 6 - 8 Ac., Lot 11, -37 Ac.,
Sec. 28, SE-SE -38 Ac., Sec. 29, Lot 1 -38 Ac., Sec. 32, Lot 2 -38 Ac.,
Sec. 33, T.21 N., R.2 E. of BHM, Lot 2 -44 Ac. Lot 4 - 36 Ac.
Lot 5 - 48 Ac., Lot 6 -5Ac. Lot 7 -28 Ac., Lot 8 -38 Ac., Lot 9 -10 Ac.,
Lot 11 -15 Ac., NW-SE - 20 Ac., SW-SE -10 Ac. Sec. 19 T.18 N., R.2 E. BHM
Lot 5 -20 Ac., Lot 6 -32 Ac., Lot 9 - 10 Ac., NE-SW - 31 Ac. Sec. 36, T.19 N.
R.1 E- BHM, Lot 3- 16 Ac., Lot 5 -8 Ac. NE-SW -31 Ac. Sec. 33 T.19 N.,
R.1 E. of BHM Lot 3 - 16 Ac., Lot 5 -8 Ac., Lot 6 - 38 Ac., Sec. 1, T.18 N.,
R.1 E. of BHM, Lot 1 -38 Ac., Lot 3 -4 Ac., Sec. 2, T.18 N., R.1 E. of BHM.
Lot 5 -31 Ac., Sec. 13, T.18 N., R.2 E. of BHM. Total 890 Acres.

Witness my hand, this 15th day of April, A. D. 1954.

(Signature)
Examining Engineer.

RECEIVED

NOV 7 1953

Form No. 25

OFFICE OF STATE ENGINEER
PIERRE, SOUTH DAKOTA

APPLICATION FOR EXTENSION OF TIME FOR COMPLETING WORKS

To the State Engineer
Pierre, South Dakota

October 30, 1953
(Date)

Dear Sir: -

I hereby request that an extension of time ~~to~~ from November 15, 1953
to November 35, 1954 be granted me for the completion of works to be done
under Permit No. 251-1 and that the time for proof of beneficial use of
water be extended to November 15, 1954

Said works are located in Sec. 21-21N.-2W. County and

are described as follows: - Between the SW Corner of Lot 6, Sec. 1-18N-1E and a point
829 ft. west of the NE corner of Lot 14, Sec. 21-21N-2E of 21st.

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
Township 21N-2W Range 21E

E., B.H.N.

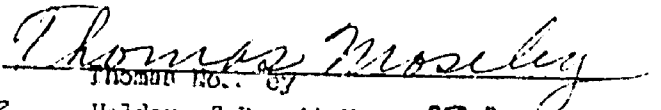
The water is to be used for the purpose of sprinkler irrigation

The extension of time for the completion of these works is requested for
the following reasons: Due to delays in getting land titles cleared involving an
estate it was impossible to finance the purchase of the sprinkling system in time for
the irrigation season.

APPROVED:-



State Engineer



Holder of Permit No. 251-1

State Engineer

Water Rights Division
605 773-3352

May 16, 1983

Moseley Bros.
ATTN: Tom Moseley
Star Rt Box 107
Camp Crook SD 57724

Dear Mr. Mosely:

As a follow up of our telephone conversation on May 13th, I am sending you a copy of an aerial map of Section 19, T14N, R2E. On this I outlined in red the area I think you are or will be irrigating. If this is not correct would you please outline the area that you plan on irrigating and return the map to this office. This way we will have an accurate records of what you plan on irrigating in that section.

Also enclosed is the old Water Right Filing No. 0282-1 which we hope to cancel at a later date if it is not in use. The topo map will possibly help you spot where the diversion point and ditch were or are located.

Could you also give me an estimate of the length and size of pipe you have to use with the pumps for irrigation.

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

Sincerely,

LEROY J. HERNAUGH
Water Resources Engineer

LJM:k3

enclosures

MOSELEY BROTHERS

Water Right Permits No. 251-1
251-1A
251-1B

This is an explanation for dividing Water Right Permit No. 251-1 into three areas of irrigation.

Water Right Permit No. 251-1 was the original Permit. It was to irrigate from the Little Missouri River. These areas were scattered up and down the river at considerable distances apart. In order to make the permits more workable the permit was divided into three areas.

Number 251-1 was the original permit. It is now the numbered permit for Section 19, T19N, R2E.

Permit No. 251-1A is a Vested Right permit based on Water Right Filing No. 059-1 and irrigates from Valley Creek and also from dry draws. This is to irrigate areas in section 1 and 2, T18N, R1E and Section 36, T19N, R2E. This same area can also be irrigated from the Little Missouri River in accordance with Water Right Permit No. 251-1.

Permit No. 251-1B is a Vested Right based on Water Right Filing No. 0255-1 from Gallup Creek to irrigate areas in Sections 21, 22, 27 and 28, T21N, R2E. The same area can be irrigated from the Little Missouri River in accordance with Water Right Permit No. 251-1.

Le Roy J. Mernaugh

Permit No. 251-1Little Missouri River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

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

I have this day made a thorough examination of the water use system constructed by Moseley Bros.
Star Rt. Box 107, Camp & Crook, S.D. 57724 holder ofPermit No. 251-1, bearing the priority of November 15 1952 authorizing
the diversion of 2.25 cu. ft. per second of the waters of Little Missouri River
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:

Engine - 70 HP Oliver Diesel with Berkeley 370A pump. pumps 1000 GPM.
Ford 6 cyl. Gasoline Engine with Gorman-Rupp pump. pumps 1500 GPM

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

Aluminum Pipe.

C. Works used to apply water to beneficial use:

Portable Sprinkler System.The system is in the following condition Good.The point of diversion is located on either side of the Little Missouri River
Within Section 19, T19N R2E.The works are capable of diverting and conveying to the place of use 5.56
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 Sec. 19, T19N R2E

<u>NE 1/4 NW 1/4 - 27 Ac.</u>	<u>N 1/4 NE 1/4 - 5 Ac.</u>	<u>NW 1/4 SW 1/4 - 27 Ac.</u>
<u>SW 1/4 NW 1/4 - 37 Ac.</u>	<u>SW 1/4 NE 1/4 - 6 Ac.</u>	<u>NE 1/4 SW 1/4 - 23 Ac.</u>
<u>SE 1/4 NW 1/4 - 25 Ac.</u>		<u>SW 1/4 SE 1/4 - 4 Ac.</u>
		<u>SE 1/4 SW 1/4 - 28 Ac.</u>

comprising a total of 177 acres of land and the license should be issued for 2.25 cfsApplicable permit qualifications have been complied with X Yes NoExceptions to compliance are: Date August 13, 1982

LeRoy J. McNamee
(signature)

State of South Dakota

RE-ISSUANCE OF Water License No. 251-1

(1) Thomas Moseley
of Camp Crook, South Dakota
was issued Water License 251-1 October 19, 1954 for a water ^{right} ~~permit~~ to appropriate
2.25 cubic feet per second of water from the Little Missouri River
Harding County, South Dakota for Irrigation purposes.
Water License 251-1 with a priority date of November 15, 1952
was ~~approved~~ and issued to applicant(s) for diversion of water with 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~~

This water license was previously issued for 2.25 cubic feet per second of water and
authorizing irrigation of 890 acres. The license is being re-issued to replace the
water license issued October 19, 1954, as a result of a 1983 inspection of the
water use system.

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 2.25* cubic feet per second of water
for beneficial use. The location of the diversion point(s) is on either side of the Little Missouri
River within Section 19, T19N, R2E

*A 2.25 cfs pumping rate from the Little Missouri River is applied to Water Right No. 251-1
and Vested Right Nos. 251-1A and 251-1B. The 2.25 cfs is limited to only one of the
above numbered water rights at any one time.

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 Section 19, T19N, R2E

<u>NE$\frac{1}{4}$NW$\frac{1}{4}$</u>	<u>27 Acres</u>	<u>(BA)</u>
<u>SW$\frac{1}{4}$NW$\frac{1}{4}$</u>	<u>37 Acres</u>	<u>(BC)</u>
<u>SE$\frac{1}{4}$NW$\frac{1}{4}$</u>	<u>2. Acres</u>	<u>(BD)</u>
<u>NW$\frac{1}{4}$NE$\frac{1}{4}$</u>	<u>5 Acres</u>	<u>(AB)</u>
<u>SW$\frac{1}{4}$NE$\frac{1}{4}$</u>	<u>6 Acres</u>	<u>(AC)</u>
<u>NW$\frac{1}{4}$SW$\frac{1}{4}$</u>	<u>27 Acres</u>	<u>(CB)</u>
<u>NE$\frac{1}{4}$SW$\frac{1}{4}$</u>	<u>23 Acres</u>	<u>(CA)</u>
<u>SW$\frac{1}{4}$SW$\frac{1}{4}$</u>	<u>4 Acres</u>	<u>(CC)</u>
<u>SE$\frac{1}{4}$SW$\frac{1}{4}$</u>	<u>28 Acres</u>	<u>(CD)</u>
<u>TOTAL</u>	<u>179 ACRES</u>	

(4) Pursuant to §46-5-30.1 Moseley Brothers
of Star Route, Box 107, Camp Crook, South Dakota
the holder(s) and/or owner(s) of Water ~~Permit~~ Right No. 251-1 is issued a license to appropriate water, the right to use
2.25 cubic feet per second of water from the Little Missouri River with a priority date
of November 15, 1952 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 Water ~~Permit~~ Right No. 251-1 and subject
to South Dakota State Law.



Chief Engineer, Water Rights Division
Department of Water and Natural Resources **JOHN HATCH**
November 15, 1983

251-1

WATER RIGHTS DIVISION
(605) 773-3352

February 29, 1984

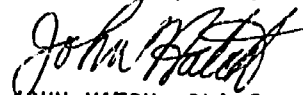
Moseley Brothers
Star Route, Box 107
Camp Crook, South Dakota 57724

Dear Sirs:

Enclosed herewith is, Water License No. 251-1. Water License 251-1 has been reissued to reflect what is actually being irrigated. This License replaces the water license issued October 19, 1954.

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
Enc.



DEPARTMENT OF WATER & NATURAL RESOURCES

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

April 26, 1991

251-1
251-1B

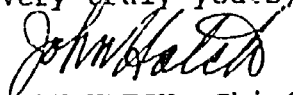
MOSELEY BROS
BUFFALO RT BOX 2
CAMP CROOK, SD 57724

Dear Sir :

I am writing to follow up on Montana Water Permit Application No. 76844-S39F, Charles Oleson, for irrigation from the Little Missouri River, in Montana. During the April 16, 1991 informal hearing in Camp Crook by the Montana Department of Natural Resources and Conservation, Mr. Oleson agreed to a minimum flow bypass to protect of downstream water right holders, including those in South Dakota. Mr. Oleson agreed to condition his permit so that he can only pump when at least 30 cubic feet of water per second (cfs) is flowing at the U.S. Geological Survey (USGS) gaging station at Camp Crook. We have checked with USGS concerning the April 10 flow that was discussed April 16. The USGS inspected the gage April 11 and the April 10 flow was actually 11 cfs. On April 25, 1991, the flow at the Camp Crook gage was 7.5 cfs.

I have enclosed a list of South Dakota Water Rights on the Little Missouri River. The list includes priority dates. If at any time you wish to know the flow at the Camp Crook gage or have any questions, contact either Del Brosz or Mark Rath, Water Rights Division, telephone number (605) 773-3352.

Very truly yours,


JOHN HATCH, Chief Engineer
Water Rights Division

enclosure

251-1

SOUTH DAKOTA WATER RIGHTS/PERMITS ON THE LITTLE MISSOURI RIVER

PERMITNUM	FIRSTNAME	LASTNAME	CORPNAME	PRIORITY	DIVRATE
945-1			CATRON LAND CO	5/12/1971	3.33
270-1A			DAHL RANCH INC	2/06/1956	0.90
251-1B			MOSELEY BROS	4/01/1905	2.20
251-1				3/09/1953	2.25
1302-1			PAINTER INC	6/25/1903	3.86
178-1				4/25/1946	1.40
1072-1	REX L	BURCHDUFF		8/14/1975	2.30
268-1	JOHN B	CATRON		12/20/1955	6.63
1327-1	RICHARD/BERNICE	CUNDEY		4/27/1903	0.47
233-1	THOMAS	CAVIS		8/01/1951	1.97
265-1	LYLE/SHARON	GUNDERSON		7/26/1955	2.00
247-1	JOSEPH	HEGGEN		5/24/1941	2.10
1303-1	FRANK	LATHAM		9/06/1952	1.71
236-1	DEAN R	TARTER		9/10/1951	1.10
238-1	EUGENE	TURBIVILLE		10/24/1951	1.20
292-1	EUGENE			2/23/1957	3.00

251-1
251-1A
251-1B

251-10
Dear Sir
Could you transfer these water rights
from Mosley Brothers to
Max W Mosley

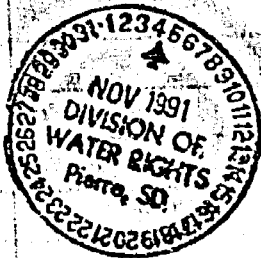
Thank you

Max W. Moreley

HC 66 Box 108

Camp Crook. 2 Vols.

57724



South Dakota

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE LOSS BUILDING
503 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

GREAT FACES. GREAT PLACES.

November 7, 1991

(251-1)
251-1A
251-1B

Max W Moseley
HC 66 Box 108
Camp Crook, SD 57724

Dear Mr. Moseley:

Enclosed, as you requested, are partially completed "Notice of Transfer" forms for use in filing an ownership change on Water Right No. 251-1 and Vested Right Nos. 251-1A and 251-1B. They are currently listed in the name of Moseley Brothers.

The transfer forms should be checked over for accuracy and signed in the presence of a notary public. Upon completion, return the forms to our office with a required filing fee of \$2.50 each (total of \$7.50).

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

If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 25, 1992

SECOND NOTICE
PERMIT NO. (251-1)
251-1A
251-1B

Max W. Moseley
HC 66, Box 108
Camp Crook, SD 57724

Dear Mr. Moseley:

On November 7, 1991, notice was sent to you concerning the transfer of Water Right Nos. 251-1, 251-1A and 251-1B in the name of Moseley Brothers. 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, total of \$7.50. The rights can then be transferred to your name. If you are not the present owner of the land covered under these 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 DUVAL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Division

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.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
 2. ☐ Restricted Delivery
- Consult postmaster for fee.

3. Article Addressed to:

Max W. Moseley
HC 66, Box 108
Camp Crook, SD 57724

251-1
251-1A
251-1B

4a. Article Number

P 906 559 898

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

6-30-92

5. Signature (Addressee)

Max W. Moseley

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

251-1

Sorry about this I forgot to
put check in with water rights

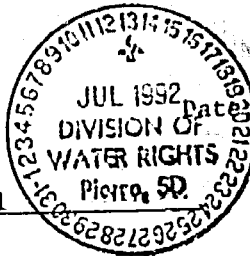
Max Morley



NOTICE OF TRANSFER OF OWNERSHIP

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

No. 251-1



10 July 1992

I\We request that Water Right No. 251-1

formerly owned by: Moseley Brothers

be transferred to: (name & address) Max W Moseley HC 66 Box 108

Camp Creek SD 57724 (Telephone No.) 797-4482

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

179 acres - NE 1/4 NW 1/4, S 1/2 NW 1/4, W 1/2 NE 1/4, SW 1/4 Section 19, T19N, R2E

I\We understand that the validity of Water Right No. 251-1 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 Harding)

I\We Max W Moseley 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.

Max W Moseley
(Signed)

Subscribed and sworn to before me this 10 day of July, 19 92.

Neil E Turbinelle
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:
1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

Division of Water Rights
South Dakota Department of Water and Natural Resources

418497

Pierre, _____ July 13, 1992

RECEIVED OF Max W Moseley, HC 66 Box 108, Camp Crook, SD 57721

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 <u>Water Right No. 251-1</u>	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 H. H. H.
Chief Engineer



251-1

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

July 15, 1992

No. (251-1)
251-1A
251-1B

Max W. Moseley
HC 66, Box 108
Camp Crook, SD 57724

Dear Mr. Moseley:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Right No. 251-1, and Vested Water Right Nos. 251-1A and 251-1B.

Our records now show you as the owner of Water Right No. 251-1, and Vested Water Right Nos. 251-1A and 251-1B.

Sincerely,

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

enclosure

NOT TO SCALE

thomas
MOSELEY

A 424
NE $\frac{1}{4}$ NW $\frac{1}{4}$
27. Ac.

Lot 12-211R
22.60
FRANK
KATHAM

NE $\frac{1}{4}$ NE $\frac{1}{4}$
19-19-2
FRANK KATHAM

SE $\frac{1}{4}$ NW $\frac{1}{4}$
2.2 Ac

6 Ac.

SW $\frac{1}{4}$ NE $\frac{1}{4}$

U.S.
GOVERNMENT

SE $\frac{1}{4}$ NE $\frac{1}{4}$
19-19-2
thomas
MOSELEY

SW $\frac{1}{4}$ NW $\frac{1}{4}$
37 Ac

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

22.5
27 Ac

NE $\frac{1}{4}$ SW $\frac{1}{4}$
23 Ac

Point of Diversion - on either
side of Little Missouri River
within Section 19, T19N R2E

SE $\frac{1}{4}$ SW $\frac{1}{4}$
28. Ac

SE 4-19-19-2

Moseley Bros
Permit
251-1

N $\frac{1}{2}$ NE $\frac{1}{4}$ - 30-19-2

thomas MOSELEY

Appl # 251-1
~~map # 221-1~~

Thomas Mosley
Camp Crook, SD 57724

NOVEMBER 1978

This is the Water Rights Commission data sheet for recording 1978 irrigation estimates. Please fill out and return at once.

Please mark (X) on appropriate answers:

1. Source of water: Ground _____ Surface _____
2. Type of Power: Electric _____ Gasoline _____ Diesel _____ Propane _____
Gravity _____ Natural Gas Pipeline _____ Other _____
3. Type of System:
Hand moved sprinklers _____ Side wheel _____ Siphons _____
Portable booms _____ Towlines _____ Other _____
Center pivots (number of) _____ Gun type _____
Gated pipes _____ Hydromatic _____
4. Well Information if known:
Static water level beginning of Season _____
Static water level end of Season _____

Month	Estimate No. of Days Pumped	Average No. of Hours Per Day	Average Pumping Rate (GPM)	Acres of Crop Irrigated and Proportion of Water Used		
				Crop	Acres	Estimated Water Use
April						
May						
June						
July						
August						
September						
October						
Other Months						

If you did not irrigate during 1978 please check box



Additional Comments:

*My brother & I are buying the ranch that Thomas Mosley had, so
would you change your mailing list to:*

Mosley Bros.

Camp Crook, SD. 57724

PLEASE RETURN THIS COMPLETED DATA SHEET TO:

WATER RIGHTS COMMISSION
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs
Notes:

I have sold my
Ranch to my daughter
and son in law. Deann
and Marlene Brasmussen
I was wondering what
would have to do to
transfer water rights
to them?

Thank you

Max W Moreley

RECEIVED

NOV 28 2007

WATER RIGHTS
PROGRAM



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 20, 2007

No. 251-1
251-1A
251-1B

Max W Moseley
Box 86
Camp Crook SD 57724-0086

Dear Mr. Moseley:

Thank you for returning the Irrigation Questionnaires. The note attached with the questionnaires indicated a change in ownership. Enclosed are partially completed "Notice of Transfer" forms for use in filing an ownership change on Water Right Nos. 251-1, 251-1A and 251-1B which are currently listed in your name.

The transfer forms should be checked over for accuracy and **signed by the new owner**. Upon completion, return the forms to our office with a required filing fee of \$2.50 each (\$7.50 total). Please forward these forms to your daughter and son-in-law.

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

If you have any questions, please contact me.

Sincerely,

Karen Schlaak

Karen Schlaak
Water Rights Program
605 773-3352
email: karen.schlaak@state.sd.us

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

FEB - 6 2008

WATER RIGHTS
PROGRAM

No. 251-1

Date: 2-3-08

I/We request that Water Right No. 251-1

formerly owned by: Max W Moseley

be transferred to: (name & address) Helean & Marlene Rasmussen
Hc 66 Box 108
Camp Creek, SD 57724 Telephone No. (605) 797-4615

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

179 acres - NE 1/4 NW 1/4, S 1/2 NW 1/4, W 1/2 NE 1/4, SW 1/4 Section 19-T19N-R2E

I/We understand that the validity of Water Right No. 251-1 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 with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Helean & Marlene Rasmussen, the new owner, certify that the above information is true and correct.

Helean Rasmussen Marlene Rasmussen
(Signed by new owner)

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 2/6, 20 08

RECEIVED OF Max Moseley PO Box 86 Camp Crook SD 57724

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		
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>251-1</u>	2	50
Fee for _____		
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	2 50

No.

03482

By

Garland Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 7, 2008

251-1
251-1A
251-1B

Dean & Maxine Rasmussen
HC 66 Box 108
Camp Crook SD 57724

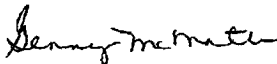
Dear Mr. & Mrs. Rasmussen:

I am writing to acknowledge receipt of the ownership changes you submitted for Water Right Nos. 251-1, 251-1A and 251-1B. The transfers have been completed. The water rights formerly held by Max Moseley are now listed in your names.

Enclosed are Receipt Nos. 03482, 03504 and 03505 in the amounts of \$2.50 each. Please give these to Max for his records.

If you have any questions, please contact me.

Sincerely,


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

enclosures