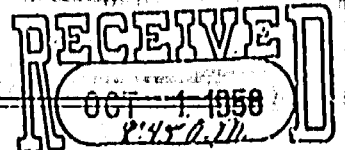


1. Considered Nov 13, 1956
2. Name of Applicant Frank Lathrop 279-1
3. Post Office Address Bullback, S. Dak.
4. Amount of water claimed 300 cfs
5. Source of water supply Little Missouri
6. Water to be used for irrigation
7. Acres to be irrigated 410
8. Water to be diverted and used in DeWitt County about 18 miles SW of Bullback
9. Proof of Publication Received Yes
Not Received No
10. Application Approved Yes
Subject to _____
Not Approved No
Action deferred No

10. Remarks:

Supplement & enlargement
to 246-1

No. 279-1Water Division No. 1 Little Missouri River District
(Blanks to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of applicant FRANK LATHAM
CAMP CROOK
 Postoffice address BULLOCK, County HARDING, State SO. DAK.

Supplement to Application 246-1.

This application is made for the purpose of requesting an additional 3 second feet of water for flooding in suitable areas which are not being covered by the sprinkling system.

As per your suggestion we are referring you to the map of this project which you have on file in your office.

(a) Method of accomplishing work (Whether by contract, employment or others, or by direct labor)

X X X X

(b) Cash on hand, \$ X X(c) Treasury stock, \$ X(d) Bonds to be issued, \$ X X(e) Other resources, \$ X X

2. Name of diversion work LATHAM IRRIGATION PROJECT
 3. Amount of water claimed # 3 cubic feet per second
 4. Source of water supply LITTLE MISSOURI RIVER
Between a point at the S & corner Sec. 18, T. 19 N.
 5. Location of point of diversion R. 2 E to a point on the N line of Sec. 31 T. 20 N.
R. 2 E. of BHM either bank Harding County.
 6. Annual period or periods during which water is to be used April 15 to Nov. 15
 7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Combination(a) Number of acres to be irrigated 410 acres.

(b) Legal subdivisions to be irrigated

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

Lot 1-30 Ac., NW¹-NE¹-38 Ac., Lot 4-30 Ac., SE¹-NW¹-33, SW¹-NE¹-9 Ac.,
 Lot 8-5 Ac., Lot 7-25 Ac., Lot 5-5 Ac., Lot 9-6 Ac., Lot 10-43 Ac., L. 11-16
 Sec. 31, T. 20 N., R. 2 E. BHM.
 Lot 1-16 Ac., Lot 2-25 Ac., Lot 11-23 Ac., SE¹-NE¹-9 Ac., Lot 12-23 Ac.
 Sec. 6 T. 19 N., R. 2 E. BHM.
 Lot 4-15 Ac., Lot 6-16 Ac., NW¹-NE¹-9 Ac. Sec. 18, T. 19 N., R. 2 E. BHM.
 Total irrigable 410 Acres.

(b) Amount of power to be generated None horse power.Amount claimed for engine cooling None(c) Location of plant None(d) Method of developing power None

(e) Point where water will be returned to stream

Map No. 276-1

8. Estimated cost of work:

Flood irrigation set-up

1 International U-164 -4 Cyl Eng- close coupled to Berkeley
6 YRK pump - skid mounted with accessories 1827.00
Complete suction set-up - Screen, pipe, etc. 508.40
Complete discharge system with 90 ft. 8" pipe

II. Dimensions of works:

Total

\$ 2335.40

(a) Bank Height

Manufacturer's Capacity rating.

1400 GPM @ 1600 RPM @ 33 ft. head.

SECTION	LENGTH OF EACH SECTION	AREA OF EACH SECTION	AREA OF ENTIRE CANAL

(c) Head gate: Width 4 feet; height 2 feet;

Material Wood

(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 when reductions in size are made.)

10. Time required for completion of work 2 years.

11. Time required for complete application of water to the proposed beneficial use 3 years.

12. Choice of newspaper for publication of notice of intention to appropriate Times-Herald, Buffalo, South Dakota

STATE OF SOUTH DAKOTA

County of Harding

Frank Latham

I, Frank Latham, 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, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Subscribed and sworn to before me this 28th day of

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

I, CARL M. CORNELL, LICENSED SURVEYOR, IN AND TO THE STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT, AT THE REQUEST OF FRANK LATHAM, OF SIOUX FALLS, SOUTH DAKOTA, I HAVE LAYED OUT IN EXHIBITION, AND HAVE MADE A SURVEY OF THE LANDS HEREIN SHOWN, AND HAVE PREPARED THIS PLAT OF THE LATHAM SPRINKLER IRRIGATION PROJECT FOR THE PURPOSE OF SHOWING THE SEVERAL LOTS OF LAND ON EACH OF THE SEVERAL LOCAL SUBDIVISIONS HEREIN.

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

DATED AND SIGNED AT SIOUX FALLS, SOUTH DAKOTA THIS 12th DAY OF JULY, 1952.

Carl M. Cornell
 CARL M. CORNELL, LICENSED SURVEYOR,
 LICENSE NUMBER 144.

(SEAL)

SUBSCRIBED AND SWORN TO THIS 12th DAY OF JULY, 1952 at SIOUX FALLS, S.D.

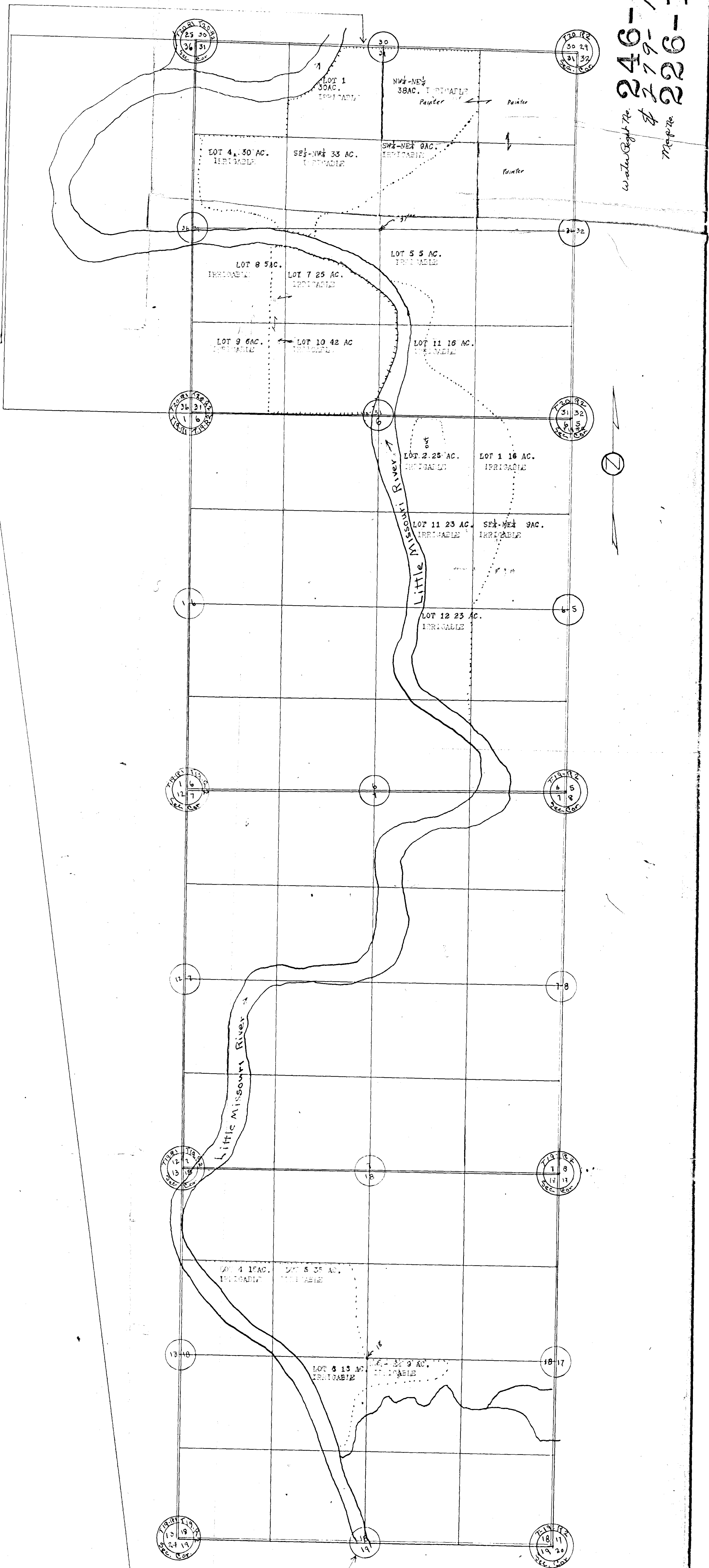
(SEAL)

Edward J. Bandy
 EDWARD J. BANDY,
 NOTARY PUBLIC.

POINT OF DIVISION: FROM THE SOUTHERLY QUARTER CORNER OF SEC. 1, T.18 N., R.3 E., OF SD. 45, ALONG EITHER SIDE OF THE LINE, HEREIN SHOWN, TO A POINT ON THE NORTH LINE OF SEC. 31 T.20 N., R.2 E., OF SD. 45, WHERE SAID POINT LIES 650 FEET N.E. OF THE NORTH QUARTER CORNER OF SEC. 31.

PLAT
 OF THE
 LATHAM SPRINKLER IRRIGATION PROJECT
 BULLOCK, SOUTH DAKOTA.

SCALE 1 INCH = 606 FT.



246-1
 279-1
 226-1
 Water Right No. 4
 Map No.

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, October 6, 1956

This is to certify that the foregoing application was received by the Commission at 8:45 o'clock
9 a.m. upon the 1 day of October, 1956.

State Water Resources Commission

By: W. H. Primes
Chief Engineer, Executive Officer

Number of permit 279-1

Date of first receipt of application October 1, 1956

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

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right October 1, 1956

Approved November 14, 1956, Recorded in Book 3, Section 2, Page 11

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we 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 November 14, 1957

2nd. The whole of said work is to be completed on or before November 14, 1958

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is November 14, 1960

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 3.00 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 November 14, 1960, said water to be used during the following described annual period:

April to November inclusive

Witness my hand this 29 day of December, 1956

State Water Resources Commission

By: W. H. Primes
Chief Engineer, Executive Officer

Certificate of Construction Issued March 24, 1964

Water License Issued March 24, 1964

STATE OF SOUTH DAKOTA

WATER LICENSE No. 279-1

WHEREAS, On the 1st day of October A. D. 1956

Frank Latham

of Bullock County of Harding and State of
South Dakota duly made application (No 279-1) to us for a permit to use 3.0
cubic feet per second of the waters of the Little Missouri River
County of Harding, State of South Dakota, for irrigation
purposes; and

WHEREAS, On the 29th day of December A. D. 1956
Permit No. 279-1 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 14th day of
November A. D. 1960 and for the application to beneficial use of said
water on or before the 25 day of September A. D. 1963
and,

WHEREAS, On the 20th day of February A. D. 1964
the holder of said permit duly made proof of the completion of adequate works for the diversion of 3.0
cubic feet per second of said waters, as evidenced by our Certificate No. 279-1
dated March 24, 1964 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 3.0 cubic feet per second of water with date of
priority of October 1, 1956 and,

WHEREAS, On the 30th day of September A. D. 1963
proof was duly made of the application to beneficial use of 3.0 cubic feet per second of said water;
for irrigating portions of Section 6, T19N, R2E, and Section 31,
T20N, R2E.

NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota,
We hereby grant and confirm to Frank Latham
of Bullock the holder and owner of said permit No. 279-1
a water right, dating from October 1, 1956 to the use of 3.0
cubic feet per second of the waters of the Little Missouri River
in the County of Harding and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinafter mentioned, to be diverted ~~at~~ between a point at the S4
corner, Section 18, T19N, R2E and a point on the N line, Section 31,
T20N, R2E
and conducted to and upon portions of Section 6, T19N, R2E, and Section 31, T20N,
R2E, more specifically described in the Certificate of Completion of Work

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 seal of our office at Pierre, South Dakota,
this 24th day of March A. D. Nineteen
Hundred and Sixty-Four

State Water Resources Commission

By:

J.W. GRIMES, Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

in Book _____ of _____ Page _____

Permit No. **279-1**
LITTLE MISSOURI
 Water Division No. **1** **RIVER** Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That **Frank Latham**

of **Bullock**, County of **Harding**, and State of **South Dakota**, the holder of Permit No. **279-1**, issued upon Application No. **279-1**, bearing date of priority of **October 1, 1956**, authorizing the diversion of **3.0** cu. ft. per second of the waters of **the Little Missouri River** County of **Harding**, State of South Dakota, **between a point at the S $\frac{1}{4}$ Corner, Section 18, T19N, R2E, and a point on the N line of Section 31, T20N, R2E.** for **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 found in satisfactory condition for diverting and conveying to the place of intended use **3.0** cu. ft. per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows,

to-wit:	Section 31, T20N, R2E	Lot 1	30 acres
		Lot 4	30 "
		SE$\frac{1}{4}$NW$\frac{1}{4}$	33 "
		Lot 5	5 "
		Lot 10	20 "
		Lot 11	16 "
		SW$\frac{1}{4}$NE$\frac{1}{4}$	9 "
	Section 6, T19N, R2E	Lot 1	16 "
		Lot 2	10 "
		Lot 11	23 "
		Lot 12	23 "
		SE$\frac{1}{4}$NE$\frac{1}{4}$	9 "
		Total	224 Acres

Witness my hand this **24th** day of **March** A. D. **1964**

State Water Resources Commission

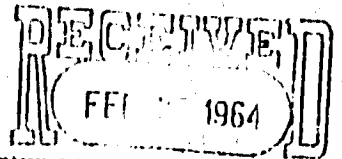
By:

J.W. GRIMES, Chief Engineer, Executive Officer

Permit No. 379-1

Water Division No.

Water District



Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that in accordance with your letter of authorization dated Sept. 4, 1963, I have this day made a thorough examination of the diversion works constructed by Frank Latham, of Bullock, Harding County, South Dakota, holder of Permit No. 379-1, issued upon Application No., bearing date of priority of Oct. 1, 1956, 19...., authorizing the diversion of 3.0 cu. ft. per second of the waters of Little Missouri River for Irrigation purposes. I have to report on the condition of the same as follows:

The diversion works comprise: 1-10" X 12" Pacific (cylindrical) Pump with 45 H.P. Diesel Motor, 100' 12" main line, numerous dikes and ditches for diverting flood water and spreading water delivered by pump.

Project was started in 1952 and has been in operation every year since that time.

and the system is in the following condition: In good working condition.

The point of diversion is located Between a point at the S $\frac{1}{4}$ Cor. Sec. 18, T. 19 N., R. 3 E-BHM and a point on the N. line of Sec. 31, T. 20 N., R. 3 E-BHM which lies 650' W of the N $\frac{1}{4}$ Cor. said Sec. 31. The works are capable of diverting and conveying to the place of use 3.0 cu. ft. per second of water, which is to be used for Irrigation.

The legal subdivisions to be irrigated are: Lot 1-30 ac., Lot 4-30 ac., SE-NW-33 ac., Lot 5-5 ac., Lot 10-20 ac., Lot 11-16 ac., SW-NE-9 ac., S. 31, T. 20 N., R. 3 E
 Total - 143 ac.
 Lot 1-16 ac., Lot 2-10 ac., Lot 11-23 ac., Lot 12-23 ac., SE-NE 9 ac.
 Sec. 6, T. 19 N., R. 3 E-BHM Total - 81 Ac
 Grand total - 224 ac.

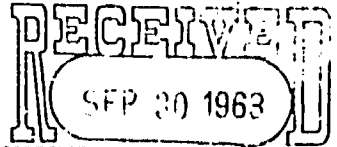
comprising a total of acres of land.
 The domestic use intended comprises None

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

Witness my hand, this 20th day of February, A. D. 1964.

-SEAL-

Carl L. Cornell, Examining Engineer.
 Buffalo, So. Dak.



APPLICATION FOR EXTENSION OF TIME FOR COMPLETING WORKS
STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

To the State Water Resources Commission
Pierre, South Dakota

Sept. 25/1963.
(date)

Dear Sirs:

I hereby request that an extension of time from Nov. 14, 1960
to Nov. 1st, 1963. be granted me for the completion of works to be done under Permit No.
279-1 and that the time for proof of beneficial use of water be extended to Sept. 25, 1963

Said works are located in Harsing County and are described
as follows: Between a point

Location of headworks: In the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$
of Section 18 Township 19 N. Range 2 E-PRM at S.
1 corner and a point W 650' from the N $\frac{1}{4}$ Cpr Sec. 31, T. 20 N. 19 E-PRM
E. B.H.M.

The water is to be used for the purpose of Irrigation

The extension of time for the completion of these works is requested for the following reasons:
Applicant had forgotten that it was necessary for him to do anything
more in connection with obtaining final approval.

APPROVED: 11-6-63
State Water Resources Commission

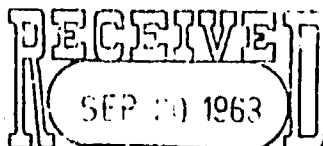
Thomas H. Little
Holder of Permit No. 279-1

By: Dutton J. [Signature]
Chief Engineer, Executive Officer

Permit No. 279-1

Water Division No. _____

Water District _____

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA**NOTICE OF COMPLETION OF WORKS**

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

(P. O.) Camp Crook, So. Dak.(Date) Sept. 25, 1953.

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

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

3.2 cu. ft. per second of the waters of the state from _____
Little Missouri River and side draws.
through the Latham Irrigation Project.

for Irrigation purposes

_____ In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Frank Latham

2. The postoffice address of such person or the place of business of such corporation is Camp Crook, So. Dak.
County of Harding State of South Dakota

3. The number of such permit is 279-1 and the date set for the completion of such work is Sept. 25, 1954

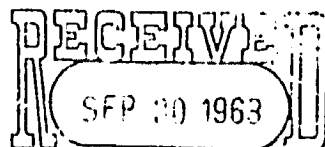
4. Said water to be used for Irrigation by flood and sprinkler purposes.

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 3.2 cubic feet per second.

6. The amount of land for which said water is available is 324 acres,
Lot 1-30 ac., Lot 4-30 ac., Lot 5-5 ac., Lot 10-31 ac., Lot 11-16 ac.,
particularly described as follows: SE-NE-33 ac., SE-NE-9 ac., Sec. 31, T. 20 N., R. 2 E-40
Lot 1-16 ac., Lot 2-10 ac., Lot 11-23 ac., Lot 12-23 ac., SE-NE-9 ac.,
Sec. 6, T. 19 N., R. 2 E-BHM Total 143 ac
Total 81 ac
Grand Total 324 ac

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners) Frank Latham

Permit No. 279-1

Water Division No. _____ Water District _____

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) Camp Crook, So. Dak.(Date) Sept. 20, 1963

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the 25th day of September 1963, at Harding Camp Crook County of Harding State of South Dakota, before Carl M. Cornell (Examining Engineer or Officer) proof will be submitted of the application to beneficial use

of 3.2 cubic feet per second of the waters of The Little Missouri River

In accordance with the terms and conditions of Permit No. 279-1 heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are Frank Latham Camp Crook, So. Dak.

2. The use to which said water has been applied is Flood and sprinkler irrigation

3. The amount applied to beneficial use is 3.2 Sec. Ft.

4. The place where said water is used is (If for irrigation, give full and accurate description of the lands irrigated) Lot 1-30 ac., Lot 4-30 ac., Lot 5-5 ac., Lot 10-20 ac., Lot 11-16 ac., SE-NW-33 ac., SW-NE-9 ac., Sec. 31, T.20 N. R.2 E. RHM. Total 143 ac.
Lot 1-16 ac., Lot 2-10 ac., Lot 11-23 ac., Lot 13-23, SE-NE-9 ac.,
Sec. 6, T.19 N., R.2 E. RHM. Total 81 ac.
Grand Total - - - 224 ac.

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is 100 ft. 12 in. discharge pile, Pacific 8 in. to 10 in. pump

45 H.P. Diesel gas motor, numerous dikes, spreader Jans, field leveling and border

6. The right to take the water from such works is based upon permit No. 279-1

7. The source of supply from which such water is diverted is Little Missouri River

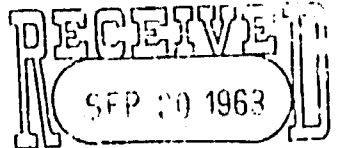
8. The date of priority which said user is prepared to establish is Oct. 1, 1956

You are hereby requested to appoint
Carl M. Cornell, Buffalo, So. Dak. to
 take my proof on the project.

(Sign) Frank Latham

Location No. 179-1

Water Division No. _____ Water District _____

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA**Proof of Application of Water to Beneficial Use****PETITION OF HOLDER**

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

Ans. Frank Lathan, Camp Crook, Harding County, So. Dak., rancher,
Camp Crook, So. 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. X

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans. Oct. 1, 1956

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

Little Missouri River;Ans. Between a point in the SE-1/4 Sec. 18, T.19 N., R.2 E-BHM which lies
between the S 1/4 Cor said Sec. 18 and a point on the
N line of Sec. 31, T.20 N., R.2 E-BHM 650' W of the N 1/4 Cor said Sec. 31

Ques. 5. Describe your works of diversion giving length and height of each dam 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, and date of completion of same.

100' 12" main line, Pacific 10" to 12" pump with 45 HP Diesel motorAns. numerous dikes, spreader dams, field leveling and borders for efficient
spreading of flood waters over river bottoms

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.)

For irrigation of the following described lands;Lot 1-30 ac., Lot 4-30 ac., Lot 5-5 ac., Lot 10-20 ac., Lot 11-16 ac.,SE-NW-33 ac., SW-NE-9 ac., Sec. 31, T.20 N., R.2 E-BHM. Total 143 ac.Lot 1-10 ac., Lot 2-10 ac., Lot 11-23 ac., Lot 12-23 ac., SE-NE-9 ac.,Sec. 6, T.19 N-EHM - - - - - Total 81 ac.Grand Total 224 ac.

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

Ans. X

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

Ans. 3.2 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. X

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

Ans. Irrigation of these tracts was started before 1952 but pumping and full development was begun in the summer of 1952 and construction of dikes and spreaders was pushed to completion during 1953, 1953 and 1954 and irrigation was continued from that time to the present, and the operator has produced more alfalfa and water wheal grass than he has needed for his ranch operations and is leaving many acres of hay land uncut this fall because he has a surplus produced on this project.

(Sign) Frank L. Thomas

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 25th day of September A. D. 1963

Witnesses, Carl V. Cornell
Carl V. Cornell, Notary Public.

I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Location No. 279-1

PROOF OF APPLICATION OF
WATER TO BENEFICIAL USE

PETITION OF HOLDER

Amount of Water ----- c. f. s.

Source -----

County -----

Purpose -----

Place of Use -----

Date of recording -----

Received and filed -----

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA, County of Harding, ss.

Donald L. Cammack of said County and State, being first duly sworn, on his oath, says: That the BUFFALO TIMES-HERALD is a weekly newspaper of general circulation, printed and published in the Town of Buffalo, in said County and State, by Donald L. Cammack and has been such newspaper during the time hereinafter mentioned and that Donald L. Cammack the undersigned, am Publisher of said newspaper, in charge of the advertising department thereof, and have personal knowledge of all the facts stated in this affidavit; and the advertisement headed

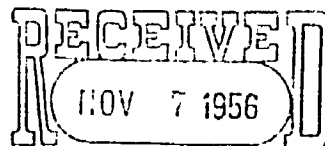
APPROPRIATION OF WATER NO. 279-1

a printed copy of which is herunto attached, was printed and published in the regular and entire issue of said newspaper and not in any supplement, once each week for Four successive weeks, the first publication being made on the 11th day of October 1956 and the last publication being made on the 1st day of November 1956. The first publication being made on the 11th day of October 1956. The second publication being made on the 18th day of October 1956. The third publication being made on the 25th day of October 1956. The fourth publication being made on the 1st day of November 1956. The fifth publication being made on the _____ day of _____ 19____. The sixth publication being made on the _____ day of _____ 19____. The seventh publication being made on the _____ day of _____ 19____. The eighth publication being made on the _____ day of _____ 19____.

That said newspaper is a legal newspaper, and has a bona fide circulation of more than two hundred copies weekly, and has been published within the County of Harding for more than fifty-two successive weeks next prior to the first publication of said notice, and is printed in English in an office maintained in Buffalo, South Dakota, the place of publication of said newspaper. That the full amount of the fees for the publication of the annexed notice is \$ 13.20 and inures solely to the benefit of said publisher; that no agreement or understanding for a _____ thereof has been made with any other person and that no part thereof has been agreed to be paid to any person whatsoever.

Subscribed and sworn to before me this 2nd day of November 1956

Donald L. Cammack
L. E. A. Cammack
Notary Public



STATE WATER RESOURCES COMM
PIERRE, SOUTH DAKOTA

APPROPRIATION OF WATER No. 279-1

Office of State Water Resources Comm.
Pierre, S. Dak., October 6, 1956.
Notice is hereby given that Frank Latham whose postoffice address is Hullock, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 3.0 cubic feet of water per second of time from the Little Missouri River through the Latham Irrigation Project, the point of diversion of which is to be located on the easterly bank of said stream between a point at the S1 Cor., Sec. 18, T 19N, R 2E, and a point in Lot 1, Sec. 31, T 20N, R 2E. This application is an enlargement of, and in addition to, the 2 cubic feet per second granted under Permit No. 246-1. Said water to be used for the purpose of providing irrigation on the following described land: Parts of Sec. 31, T 20N, R 2E and Sections 6 and 18, T 19N, R 2E.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 15th day of November, 1956, at 2:00 p. m. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.
State Water Resources Commission
By: J. W. Grimes, Chief Engineer,
Executive Officer.
(Pub. Oct. 11-18-25-Nov. 1)

Publication Fees - - - \$

Received Payment,

No. 1303-1

South Dakota Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
(605) 773-3352

December 4, 1984

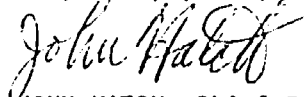
Frank Latham
Box 4
Camp Crook SD 57724

Dear Mr. Latham:

Enclosed herewith are your Vested Right Permit, Water License No. 1303-1.
This Water License is the final water right document completing your
process of obtaining a vested water right.

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

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

JH: ks

enclosures

NOTE: The applicable portions of Water Rights No. 246-1 and 279-1
have been incorporated into this Vested Right Water License
No. 1303-1.

WNR-817A 3/83
Transmittal of VR