

Sec 1303-1

No. 290-1Water Division No. 1 Belle Fourche River District
(Blanks to be filled by the Engineer for the U. S. R. C.)APPLICATION FOR PERMIT
To Appropriate Water within the State of South Dakota

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

1. Name of applicant PHILIP VALLERY PHILIP & THOMAS VALLERY
Postoffice address NISLAND, County BUTTE, State SO. DAK

- I. If a corporation X X X X X
- (a) Name of same X X X X X
- (b) Date and place of Incorporation X X X X X
- (c) Amount of capital stock X X X X X
- (d) Amount paid in X X X X X
- (e) Names and addresses of directors X X X X X

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

2. Name of diversion work VALLERY IRRIGATION PROJECT3. Amount of water claimed 5.5 cubic feet per second4. Source of water supply THE BELLE FOURCHE RIVER5. Location of point of diversion BETWEEN A POINT S 60° 30' W 1287 feet from the NE Cor. Sec. 15 anda point N 30° W 3800 feet from the S 1/4 cor. Sec. 15 T.8N., R.4 E-BHM
on the south on Right bank Butte County.6. Annual period or periods during which water is to be used April 1st thru Nov. 30th.

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity(a) Number of acres to be irrigated 386 acres.

(b) Legal subdivisions to be irrigated

SW 1/4-NE 1/4-20 Ac., SE 1/4-NE 1/4-32 Ac., NW 1/4-SE 1/4-39 Ac., NE 1/4-SE 1/4-16 Ac., NW 1/4-SW 1/4-39 Ac.
SE 1/4-SW 1/4-23 Ac. Sec. 15,
NW 1/4-NE 1/4-39 Ac., NE 1/4-NE 1/4-28 Ac., SW 1/4-NE 1/4-39 Ac., SE 1/4-NE 1/4-39 Ac., NW 1/4-SW 1/4-16 Ac.
NE 1/4-SW 1/4-17 Ac., NW 1/4-SE 1/4-18 Ac., NE 1/4-SE 1/4-21 Ac., Sec. 16, T.8 N., R.4 E-BHM
Total 386 Acres irrigable.

12. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use None.
Name (any of the above) used claimed(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) Power to be returned to stream Thru percolation

Map No. 264-1

8. Estimated cost of work:

1	8"Q -8" Berkeley Pump (trailer mounted)with International UD 18-A	
	Gasoline motor	6798.00
60	PO. (1200) 10"X 30' LO -HI Ames aluminum pipe	4200.00
	Accessories	200.00
	(Capacity 1350 GPM @ 1500 RPM @ 160' Dynamic Head)	
1	Jacuzzi Bros 8"x8" pump BL 20,FH8 WDH 62 (low head-low speed)	
	20 HP-12½ Impellor	
	powered with Case 4 cyl.24 HP tractor #5622092 SE with PTO	
	Approx'	2700.00
2	1.12 miles canal @ \$300.00	336.00
	headgates	200.00
		<u>\$1434.00</u>
	Storage reservoir \$200.00 with 1 mile ditch \$150.00	350.00
	Total -	<u>\$14784.00</u>

- (c)* Head gate: Width four (4) feet; height 1½ feet;
Material Probably concrete
- (d) Canal: Total length 1.12 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 5 years.
11. Time required for complete application of water to the proposed beneficial use 5 years.
12. Choice of newspaper for publication of notice of intention to appropriate _____
The Belle Fourche Bee, Belle Fourche, South Dakota
- STATE OF SOUTH DAKOTA } ss.
County of Butte

I, Philip Vallery, 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.

Signed

Philip Vallery

Subscribed and sworn to before me this 7th day of January 19 57

Carl W. [Signature]
Notary Public (BY STATE NOTARIAL BOARD)

*Each diversion must have a headgate or measuring device.

PLAT OF THE VALLERY IRRIGATION PROJECT

THIS PLAT HAS BEEN PREPARED FROM A SURVEY OF CERTAIN LEGAL SUBDIVISIONS OF LAND BELONGING TO PHILIP VALLERY, OF NISLAND, BUTTE COUNTY, SOUTH DAKOTA FOR THE PURPOSE OF SHOWING THE AMOUNTS OF IRRIGABLE LAND ON THE VARIOUS SUBDIVISIONS (AS BORDERED HEREON BY DOTTED LINES) WHICH AREAS THE APPLICANT EMBRACES IN HIS APPLICATION FOR A PERMIT TO APPROPRIATE WATER FROM THE BELLE FOURCHE RIVER BY MEANS OF PUMPS.

CERTIFICATE.

I, CARL M. CORNELL, LICENSED SURVEYOR IN AND FOR THE STATE OF SOUTH DAKOTA, DO HEREBY CERTIFY THAT, AT THE REQUEST OF PHILIP VALLERY, OF NISLAND, SOUTH DAKOTA, I HAVE MADE A SURVEY OF THE LANDS IN SECTIONS 14 AND 15, T.8 N., R.4 E-BEM SHOWN HEREON AND HAVE PREPARED THIS PLAT AS A PART OF HIS APPLICATION TO APPROPRIATE WATER FROM THE BELLE FOURCHE RIVER FOR IRRIGATION PURPOSES.

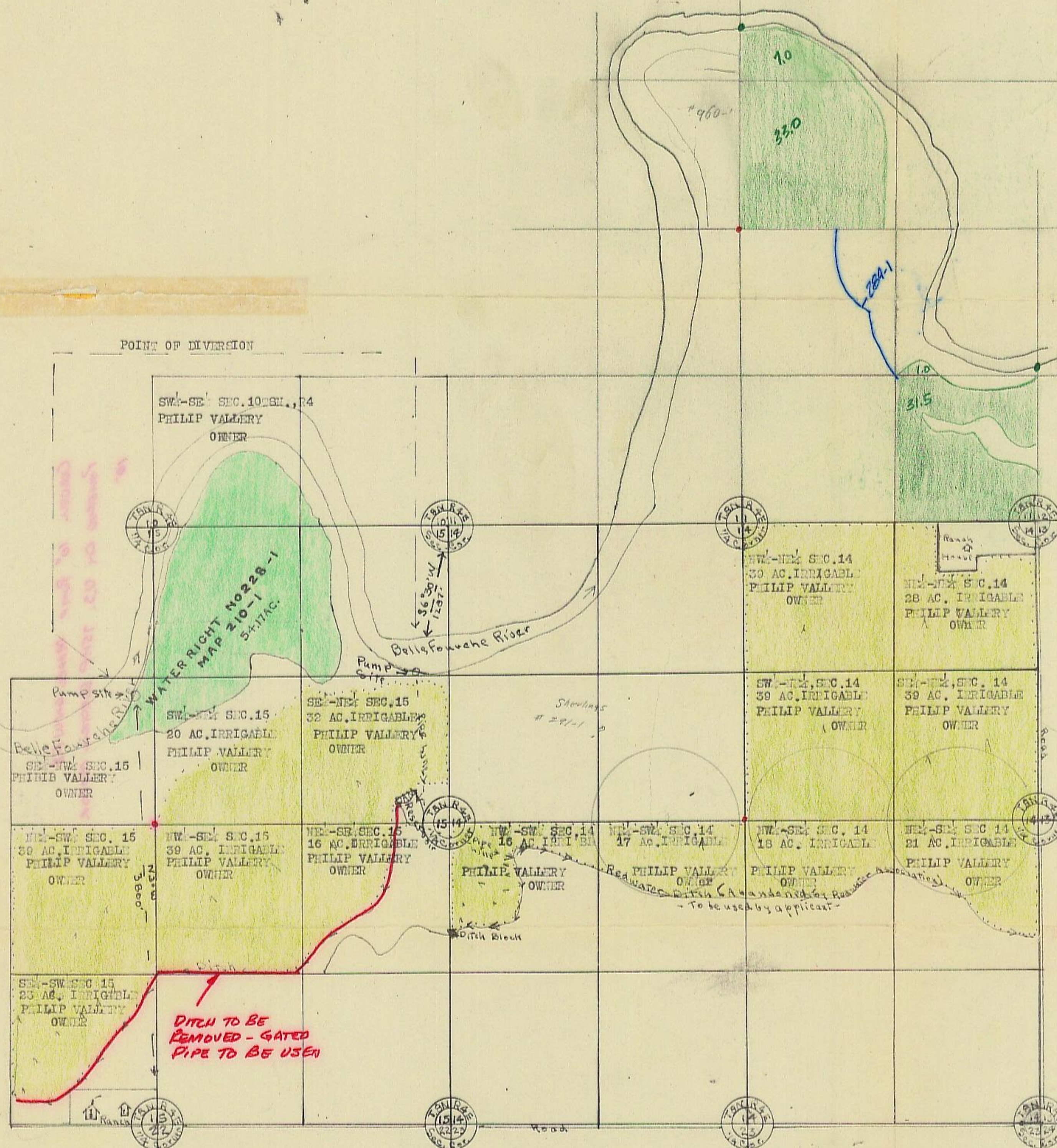
I FURTHER CERTIFY THAT THE BEARINGS AND LENGTHS OF ALL LINES SHOWN AND THEIR LOCATION WITH REFERENCE TO THE GOVERNMENT LAND CORNERS SHOWN ARE CORRECT, TO THE BEST OF MY KNOWLEDGE AND BELIEF.

SUBSCRIBED AND SWORN TO AT BUFFALO, SOUTH DAKOTA THIS 11TH DAY OF JANUARY 1957.

SIGNED: Carl M. Cornell
CARL M. CORNELL,
LICENSED SURVEYOR # 144 (SEAL)

SUBSCRIBED AND SWORN TO BEFORE ME AT BUFFALO, SOUTH DAKOTA THIS 11TH DAY OF JANUARY 1957.

M. R. Hann
NOTARY PUBLIC. (SEAL)



SCALE 1 INCH = 660 FEET
8 INCHES = 1 MILE.

Map No. 264-1
Appl. No. 290-1

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, January 23, 1957

This is to certify that the foregoing application was received by the Commission at 3:40 o'clock
P.m. upon the 17 day of January, 1957

State Water Resources Commission

By:

J. W. G. L. Hines
Chief Engineer, Executive Officer

Number of permit 290-1

Date of first receipt of application January 17, 1957

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 January 17, 1957

Approved March 12, 1957, Recorded in Book 4 Page 23

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 _____

September 12, 1957

2nd. The whole of said work is to be completed on or before March 12, 1962

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

March 12, 1966 Approved 11-11-62

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 5.50 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 12, 1963; said water to be used during the following described annual period:

April to November inclusive

Witness my hand this 22 day of March, 1957

State Water Resources Commission

By:

J. W. G. L. Hines
Chief Engineer, Executive Officer

Certificate of Construction Issued SEPTEMBER 20, 1971

Water License Issued SEPTEMBER 20, 1971

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 290-1

(1) WHEREAS, On the 17th day of January A. D. 19 57
Philip and Thornton Vallery

made Water Right Application No. 290-1 for a permit to use 5.5 cubic feet per second of the waters
of Pelle Fourche River
County of Butte, State of South Dakota, for irrigation
_____ purposes and

(2) WHEREAS, On the 22nd day of March A. D. 19 57
Permit No. 290-1, with a date of priority of January 17, 1957
was issued to said applicant S for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 12th day of March A. D. 19 62 and for the
application to beneficial use of said water on or before the 12th day of March A. D. 19 66

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to completion of the construction of the water supply system and is entitled to divert 5.5 cubic feet
per second of water for beneficial use and,

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to the application of water to beneficial use of the following extent.

For irrigating the following land in T8N, R4E

Description	Acres
Section 14 NW $\frac{1}{4}$ NE $\frac{1}{4}$	39
NE $\frac{1}{4}$ NE $\frac{1}{4}$	20
SW $\frac{1}{4}$ NE $\frac{1}{4}$	39
SE $\frac{1}{4}$ NE $\frac{1}{4}$	39
NW $\frac{1}{4}$ SW $\frac{1}{4}$	16
NE $\frac{1}{4}$ SW $\frac{1}{4}$	17
NW $\frac{1}{4}$ SE $\frac{1}{4}$	18
NE $\frac{1}{4}$ SE $\frac{1}{4}$	21
Section 15 SW $\frac{1}{4}$ NE $\frac{1}{4}$	20
SE $\frac{1}{4}$ NE $\frac{1}{4}$	32
NW $\frac{1}{4}$ SE $\frac{1}{4}$	39
NE $\frac{1}{4}$ SE $\frac{1}{4}$	16
NW $\frac{1}{4}$ SW $\frac{1}{4}$	39
SE $\frac{1}{4}$ SW $\frac{1}{4}$	23
Total	386 Acres

(5) 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, Philip and Thornton Vallery

of Highland, S.D.

the holder g and owner g of said permit No. 290-1 a water right, dating from January 17, 1957

to use of 5.5 cubic feet per second of the waters of Belle Fourche River

in the County of Butte and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned, to be diverted between a point South 6° 30' West, 1287 feet from the

NE Corner, and a point North 3° West, 3800 feet from the S½ Corner, Section

15, T8N, R4E

and conduct to and upon portions of Sections 14 and 15, T8N, R4E described on the face of

this license.

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 290-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 20th day of September A. D.

Nineteen Hundred and Seventy-one

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRINES

Form 15.

290-1

Permit No. _____

1

BELLE FOURCHE RIVER

Water Diversion No. _____ Water District _____

CERTIFICATE OF CONSTRUCTION

Philip and Thornton Vallery

This is to Certify, That _____

_____ the holder _____ of
Permit No. 290-1, issued upon Application No. 290-1, bearing date of priority of January 17,
1957 authorizing the diversion of 5.5 cu. ft. per second of the waters of _____
Belle Fourche River County of Butte, State of South Dakota at XZ
between a point South 6° 30' West, 1287 feet from the NE Corner, and a
point North 3° West, 3800 feet from the SE Corner, Section 15, T8N, R4E
_____ for irrigation

_____ ve
purposes, has _____ 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 7.0 cu. ft. per second of water.

September 20, 1971

Date _____

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

Permit No. 290-1Water Division 1 BELLE FOURCHE RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by PHILIP & THORNTONVALLERY of NISLAND holderof Permit No. 290-1, bearing date of priority of JANUARY 17, 1957authorizing the diversion of 5.50 cu. ft. per second of the waters of BELLE FOURCHE RIVER
for IRRIGATION purposes, in BUTTE County.

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

The Water Use System consists of,

A. Works used to divert the water:

CORNELL 10' PUMP POWERED BY U.S. 75 H.P. ELECTRIC
MOTOR. CORNELL PUMP MODEL 6M W 25-6-8" X 8"
POWERED BY 25 H.P. GE. ELECTRIC MOTOR

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

1200' OF 10" MAINLINE APPROX 1/2 MILE OF CONCRETE
LINED DITCH. SYSTEM ALSO UTILIZES ABOUT ONE MILE
OF ABANDONED REDWATER DITCH.

C. Works used to apply water to beneficial use.

3000' OF 10" GATED PIPE
CANVAS DAMS & SYPHON TUBES TO GET WATER
FROM DITCHES TO LEVELLED FIELDSThe system is in the following condition: EXCELLENTThe point of diversion is located BETWEEN A POINT S6°30'W, 1287 FT. FROM NE CORNER,
AND A POINT N1°3'W, 3800 FT. FROM S 1/4 CORNER, SECTION 15, T8N, R4EThe works are capable of diverting and conveying to the place of use 7.0
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 T8N, R4E

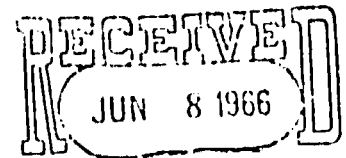
SECTION 13		SECTION 14	
SW ¹ NE ¹ 20 AC.	NE ¹ SW ¹ 39 AC.	NW ¹ NE ¹ 35 AC.	NW ¹ SW ¹ 16 AC.
SE ¹ NE ¹ 32 "	SE ¹ SW ¹ 23 "	NE ¹ NE ¹ 28 "	NE ¹ SW ¹ 17 "
NW ¹ SE ¹ 39 "		SW ¹ NE ¹ 39 "	NW ¹ SE ¹ 18 "
NE ¹ SE ¹ 16 "		SE ¹ NE ¹ 39 "	NE ¹ SE ¹ 21 "

comprising a total of 3836 acres of land.Date SEPTEMBER 9, 1971Philip Thornton
(Signature)WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

Permit No. _____

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 Office at least 60 days before the time set for completion of works

(P. O.) Misland South Dakota(Date) January 5, 1966

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

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of 5.5 cu. ft. per second of the waters of the state from Black Fork River through the Valley 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.

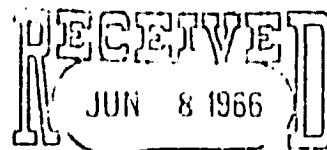
1. The name of the person or corporation holding said permit is Philip S. Thornton Valley
2. The postoffice address of such person or the place of business of such corporation is Misland County of Butte State of South Dakota
3. The number of such permit is 290-1 and the date set for the completion of such work is March 12 1962
4. 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 5.5 cubic feet per second.
6. The amount of land for which said water is available is approximately 386 acres, particularly described as follows: As described in water right application No 290-1

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

(Signature of Owners)

Philip S. Thornton Valley
Philip S. Thornton Valley

Permit No.


 Water Division No. Water District STATE WATER RESOURCES COMMISSION
 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.) Wichita, S. Dak.

(Date)

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

DEAR SIR: Notice is hereby given that on the day of
 19....., at County of State of South Dakota,
 before proof will be submitted of the application to beneficial use
 (Examining Engineer or Officer)
 of cubic feet per second of the waters of
 in accordance with the terms and conditions of Permit No.
 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

Philip & Thornton Valley
Wichita, S. Dak.

2. The use to which said water has been applied is Irrigation3. The amount applied to beneficial use is 5.5 cfs4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) See water right application No 290-1

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is

Valley Irrigation Project6. The right to take the water from such works is based upon permit No. 290-17. The source of supply from which such water is diverted is The Belle Fourche River

8. The date of priority which said user is prepared to establish is

January 17, 1957

(Sign)

Philip & Thornton Valley
Wichita, S. Dak.

REPRODUCTION:

REDUCTION 25%

KILL NO. 2-3

DATE MICROFILMED

CAMERA OPERATOR

APPLICATION FOR EXTENSION OF TIME FOR COMPLETING WORKS

To the State Water Resources Commission
Pierre, South Dakota

Sept. 20 1962
(date)

Dear Sirs:

I hereby request that an extension of time from Mar. 12, 1963
to Mar. 12, 1966 be granted me for the completion of works to be done under Permit No.
290-1 and that the time for proof of beneficial use of water be extended to Mar. 12, 1966

Said works are located in BUTTE County and are described
as follows:

Location of headworks: In the NE 1/4 of the NE 1/4
of Section 15 Township 8 N Range 4 E
E., B.H.M.

The water is to be used for the purpose of irrigation. The diversion structure
was completed. The ditches were dug and the pump
was obtained prior to March 12, 1962

The extension of time for the completion of these works is requested for the following reasons:
During the last three year period water has
not been available during the irrigation season for
this water right

APPROVED:

State Water Resources Commission

By:

Arthur J. Jones
for Chief Engineer, Executive Officer

Philip Gallery
R. Thayer Gallery
Holder of Permit No. 290-1

RECEIVED
SEP 25 1962

STATE WATER RESOURCES COM. I.
PIERRE, SOUTH DAKOTA

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA

County Butte SS.

No. 290-1

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., January 23, 1957

Notice is hereby given that Philip Vallery whose postoffice address is Nisland, 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 5.50 cubic feet of water per second of time from the Belle Fourche River through the Vallery Irrigation Project, the point of diversion of which is to be located on the southerly bank of said stream between a point in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and a point in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 15 Twp. 3N Range 4E. Said water to be used for the purpose of providing irrigation on the following described land:

parts of the E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, and N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 15; N $\frac{1}{2}$ S $\frac{1}{2}$, and NE $\frac{1}{4}$ Sec. 14, all in T8N, R4E

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 12th day of March, 1957, 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

B41 F7-14-21-23

Lawrence Wagon being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the -----

Belle Fourche a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the

Pier of Belle Fourche County of Butte and State of South Dakota;

that the said notice was published in said newspaper on the following dates:

Feb 7, 1957

Feb 14, 1957

Feb 21, 1957

Feb 28, 1957

in each and every issue of the full number thereof, the first publication being made on the 7 day of Feb

1957 and the last publication on the 28 day of

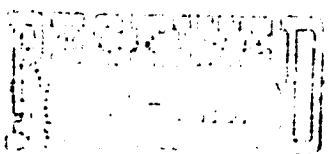
Feb 1957, upon which days or times

of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he

was published the printer and publisher of the said newspaper.

Lawrence Wagon

Subscribed and sworn to before me this 28 day of Feb A. D. 1957



Notary Public Butte County, S. D.

Not

My Comm. 28 1958

September 24, 1980

R. Thornton Vallery
RR
Hiland SD 57762

Dear Mr. Vallery:

Regarding your application for an additional diversion on Permit No. 290-1. In checking with the State Conservation Commission and the legal staff, a soil/water compatibility permit approval will be required before we can further process this application.

The State Conservation Commission have the soils information and a water sample will not be necessary. We are enclosing their WI-1 form for you to complete, sign, have notarized and return to Wynn Sudtelgte, State Conservation Commission, Anderson Building, Pierre SD 57501 (Phone No. 733-3259).

If you wish to have this application advertised for hearing before our Water Management Board on November 19, 1980, the completed VI-1 must be received in the State Conservation Commission office by October 6, 1980 to be considered by their Commission. This approval must be received before we can advertise.

Your receipt No. 4-7595 the amount of \$150 is on file with your application.

Sincerely,

BETTY WESTLUND
Water Rights Specialist

BW:kw

enclosure

cc: Wynn Sudtelgte, SCC



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

June 10, 1981

Thornton Vallery
Nisland,
South Dakota 57762

Mr. Vallery:

The rules adopted by the Water Management Board for establishing a water use control area on the Belle Fourche River, Whiteoak 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>
228-1	.72 cfs	54.17	\$23.75
290-1	5.50 cfs	386.00	156.50
264-1	.22 cfs	15.30	14.00
960-1	.50 cfs	35.00	18.75
289-1	1.02 cfs	75.00	38.75
TOTAL			\$251.75

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

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8314

PIERRE, June 23, 1911

RECEIVED OF R. Thorton Vallery, Hisland, SD 57762
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 W.R.# 200-1 (any other work as provided by law)	150.00	
TOTAL	150.00	

WATER RIGHTS COMMISSION

By (W. S. H. E.)
Chief Engineer, Executive Officer
JOHN BAICH / bt

DATE MICROFILMED

CAMERA OPERATOR

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

296-1

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	0.39	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	75.00	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	4.88	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 Metz	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	Diversion 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	183.50	166.85
248-1	Lawrence Burke	0.90	64.00	26.60	23.01
1077-1	Charles M 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 S 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	95.60	84.05
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
1154-1	Homestake Mining	4.50	319.00	129.75	114.85
285-1	Edgar Colin Smart	1.42	150.00	67.50	---
331-1	Anna Stetta (Louis Budmayr)	1.87	131.00	52.75	---
472-1	Timothy Reich	2.30	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	386.00	156.50	---
264-1	Thornton Vallery	.22	15.30	14.00	---
321-1	Clarence & Lawrence F. S	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	109.40	47.25	---
1177-1	Ruben & Esther Kling	3.30	31.00	97.75	---
416-1	Creta & Leslie Miner	2.66	198.00	79.50	---
865-1	Solomn 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	---

Water Rights Division - DWR
Conversation or File Documentation

264-1
File No. 289-1
(290-1)

NAME OF PERSON OR FILE: Thornton Vallery
ADDRESS: HCR Box 188, Nisland SD COUNTY Butte
DATE: June 13, 1985 TELEPHONE 257-2264
RE: ownership of Water Rights

COMMENTS:

Mr. Vallery had crossed Phillip's name off of
1984 questionnaire - I called him to inquire
on the status of the water rights
He indicated all Permits or Rights listed under
Phillip & Thornton Vallery should be listed under
Thornton only - Phillip has passed away.
Mr. Vallery stated him & his wife are now
owners of the property.

File in Permit or other file as necessary. Use to document conversations and what the other party was told, why action or decision was made.

NAME: Jenny McMath