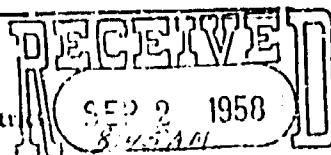


No. 343-1Water Division No. 1 Sulphur Creek District
(blank to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

(NO. 2—Draw a line through items not applicable.)

1. Name of applicant Clayton H. Rally
Postoffice address Laurel, County Deade, State South Dakota

I. If a corporation

- (a) Name of same _____
(b) Date and place of incorporation _____
(c) Amount of capital stock _____
(d) Amount paid in _____
(e) Names and addresses 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)

System already installed.

(b) Cash on hand, \$ _____

(c) Treasury stock, \$ _____

(d) Bonds to be issued, \$ _____

(e) Other resources, \$ _____

2. Name of diversion work Clayton H. Rally water spreader projects 1, 2, 3, 43. Amount of water claimed 1.91 cubic feet per second or 401.4 Acre ft. max.4. Source of water supply Local surface runoff from local watersheds.5. Location of point of diversion See attached sheet 1_____ on both _____ banks Perkins County.6. Annual period or periods during which water is to be used Whenever available during annual period.

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system: Irrigation by gravity(a) Number of acres to be irrigated 133.6 acres.(b) Legal subdivisions to be irrigated See attached sheet 2

(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.)

(c) Statement as to domestic use (giving location, etc.) _____

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

(a) Nature of use Stockwatering
Name any of the above uses claimed

(b) Amount of power to be generated _____ horse power.

Amount of water to be generated _____

(c) Location of plant _____

(d) Method of generating power _____

(e) Name of person or company to be authorized to construct _____

Map No. 310-1

8. Estimated cost of work:

(a) Head-Gates, \$-----

Ditches

(c) Fluming, \$-----

(d) Canal-earth, \$175-----

(b) Pumping plant, \$1000.00-----

Rock, \$-----

(e) Other structures Reservoir, 3 plugs-----\$2500.00-----

Total, \$-----

9. Description of diversion works:

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

Reservoir (Dam), Ditches, three plugs-----

II. Dimensions of works:

(a) Dam: Height 27-----feet; length at bottom 175-----feet; length at top 325-----feet; thickness at bottom 184-----feet; thickness at top 22-----feet; slope at front water face 4:1-----; slope at back face 2:1-----; material used in construction earth-----

(b) Reservoir: Capacity when filled 247.5-----acre feet. Surface area at highwater mark 26.9-----acres.

DEPTH AT OUTLET-FEET	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	ACRE-Feet CAPACITY
23	26.9 Surface acres	247.5

(c) * Head-gate: Width-----feet; height 4.4-----feet;

Material

Ditches

(d) Canal: Total length .88-----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 1/2-----years.

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

~~Sioux Falls~~ Star of the Evening

STATE OF SOUTH DAKOTA

County of -----

Meade

Clayton H. Talley

I, Clayton H. Talley, 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

Clayton H. Talley

Subscribed and sworn to before me this 28th day of August 1928.

My Commission Expires Mar. 27, 1931

L. H. Lutton

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

R-12-E.

R-13-E.

SURVEYOR'S CERTIFICATE

I, M. H. Christman DO HEREBY CERTIFY THAT
THIS MAP IDENTIFIES THE LAND OF THE C. H. Tally
Water Spreader Projects Number 1, 2, 3, 4

SIGNATURE M. H. ChristmanTITLE Agrie. Engineer
USDA - 305

SUBSCRIBED AND SWORN TO BEFORE ME THIS 25th DAY OF
August, 1952, A.D.

John G. McDill
NOTARY PUBLIC

LOCATION OF LAND TO BE IRRIGATED				
C. H. TALLY WATER SPREADER PROJECT #1, 2, 3, 4				
LOCATION	SEC.	TOWNSHIP	RANGE	ACRES
Lot 1	14	10 N	12 E	2.2
Lot 2	14	10 N	12 E	10.9
Lot 3	14	10 N	12 E	1.5
Lot 4	14	10 N	12 E	12.8
Lot 5	14	10 N	12 E	9.1
Lot 6	14	10 N	12 E	2.3
Lot 7	14	10 N	12 E	1.9
Lot 8	13	10 N	12 E	15.0
Lot 9	14	10 N	12 E	6.7
Lot 10	13	10 N	12 E	7.3
Lot 11	13	10 N	12 E	14.0
Lot 12	13	10 N	12 E	2.7
Lot 13	13	10 N	12 E	10.2
Lot 14	13	10 N	12 E	3.7
Lot 15	13	10 N	12 E	4.2
Lot 16	13	10 N	12 E	3.5
Lot 17	13	10 N	12 E	10.2
Lot 18	13	10 N	12 E	7.6
TOTAL				133.8

CLAYTON H. TALLY
WATER SPREADER PROJECTS 1, 2, 3, 4
Meade County, South Dakota
Scale: 1"=400'

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Date	Approved by <u>M. H. Christman</u>
Designed	Title <u>Ag. Engineer</u>
Drawn <u>M. H. A.</u>	Sheet <u>1</u>
Traced <u>M. H. A.</u>	Drawing No. <u>1</u>
Checked	No. <u>1</u>

Map No. 310-1 (Appl. No. 343-1)

Remarks by State Water Resources Commission:

"Vested Right" Claimed

The diversion rate limitation of 1 cubic foot per second for each 75 acres irrigated shall not apply to this Dry Draw irrigation diversion during periods of flood flows, when such flows are in excess of the amount of water required to satisfy domestic use requirements and other water rights.

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota,

This is to certify that the foregoing application was received by the Commission at 8:45 o'clock
a.m. upon the 2 day of September, 1958

State Water Resources Commission

By:

G. W. Brinner
Chief Engineer, Executive Officer

Number of permit 343-1

Date of first receipt of application September 2, 1958

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 May 1955, 1955

Approved November 22, 1958, Recorded in Book 5 Page 59

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 Completed, 19____

2nd. The whole of said work is to be completed on or before Completed, 19____

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

Completed, 19____

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 1.91 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 Completed, 19____; said water to be used during the following described annual period:

April to October inclusive

Witness my hand this 13 day of December, 1958

State Water Resources Commission

By:

G. W. Brinner
Chief Engineer, Executive Officer

Certificate of Construction Issued December 13, 1958

Water License Issued December 13, 1958

Application for Permit
C. H. Tally Water Spreader Projects 1, 2, 3, 4

5. Location of ~~the~~ points of diversions:

N66° 00' W, 107.9 rods from the ^{SE}SW corner of Sec. 14

✓ N70° 00' E, 138.2 rods from the SW corner of Sec. 13

✓ N78° 00' E, 152.7 rods from the SW corner of Sec. 13

✓ N55° 00' W, 82.4 rods from the SE corner of Sec. 13

1500 gpm pump will operate between these pts. of diversion { N 7° 00' W, 30.3 rods from the SE Corner of Sec 13
S 4° 45' W, 44.4 rods from the NE Corner of Sec 14

All above points of diversions are in T10N, R12E, BHM

7, I, (b)

Legal subdivisions to be irrigated:

NE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 14	2.2 Acres
NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 14	18.9 "
NW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 14	1.5 "
SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 14	12.8 "
SE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 14	9.1 "
SE $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 14	2.3 "
SE $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 14	1.9 "
SW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 13	15.0 "
NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 14	6.7 "
NW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 13	7.3 "
NE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 13	14.0 "
NW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 13	2.7 "
SE $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 13	10.2 "
SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 13	3.7 "
NW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 13	4.2 "
NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 13	3.5 "
SE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 13	10.2 "
SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 13	7.6 "

Total 133.8 Acres

All above legal subdivisions are in T16N, R12E, B9M

STATE OF SOUTH DAKOTA

WATER LICENSE No. 343-1 . . .

WHEREAS, On the 2nd day of September A. D. 1958.

Clayton H. Talley

of Stoneville County of Meade and State of
South Dakota duly made application (No. 343-1) to us for a permit to use 1.91
cubic feet per second of the waters of dry draws
County of Meade, State of South Dakota, for irrigation
purposes; and

WHEREAS, On the 13th day of December A. D. 1958

Vested Right Permit No. 343-1 was issued to said applicant... for the diversion of said water, and recognizing
completion of the works of diversion therein described on or before the day of
In May 1955 and for the application to beneficial use of said
water in May 1955 and, xxxxxx

WHEREAS, On the 28th day of October A. D. 1958.

Vested Right
the holder of said permit duly made proof of the completion or adequate works for the diversion of 1.91
cubic feet per second of said waters, as evidenced by our Certificate No. 343-1
dated December 13, 1958 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 2.22 cubic feet per second of water, with date of
priority of May 1955 and, and,

WHEREAS, On the 28th day of October A. D. 1958.

proof was duly made of the application to beneficial use of 1.91 cubic feet per second of said water;
see attachment to this Water License

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 Clayton H. Tallay
of Stonewall South Dakota the holder and owner of said Vested Right
a water right, dating from May 1955 to the use of 1.21
cubic feet per recon of the waters of dry draws
in the County of Meade and State of South Dakota, or so much thereof as may be
necessray for the purposes hereinbelow mentioned, to be diverted at
see attachment to this Water License
and conducted to and upon
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 13th day of December A. D. Nineteen
Hundred and Fifty-eight

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 _____

Application for Permit
C. H. Tally Water Spreader Projects 1, 2, 3, 4

5. Location of ~~some~~ points of diversions:

N66° 00' W, 107.9 rods from the ^{SE} corner of Sec. 14

✓ N70° 00' E, 138.2 rods from the SW corner of Sec. 13

✓ N78° 00' E, 152.7 rods from the SW corner of Sec. 13

✓ N55° 00' W, 82.4 rods from the SE corner of Sec. 13

1000 gpm pump will operate between these pts. of diversion {
N 7° 00' W, 30.3 rods from the SE Corner of Sec 13
S 4° 45' W, 41.4 rods from the NE Corner of Sec 14

All above points of diversions are in T10N, R12E, BHM

, I, (b)

Legal subdivisions to be irrigated:

NE 1/4 SW 1/4	Sec. 14	2.2 Acres	
NE 1/4 SW 1/4	Sec. 14	18.9	"
NE 1/4 SE 1/4	Sec. 14	1.5	"
SW 1/4 SE 1/4	Sec. 14	12.8	"
SE 1/4 SW 1/4	Sec. 14	9.1	"
SE 1/4 NE 1/4	Sec. 14	2.3	"
SE 1/4 NE 1/4	Sec. 14	1.9	"
SW 1/4 NW 1/4	Sec. 13	15.0	"
NE 1/4 SE 1/4	Sec. 14	6.7	"
NW 1/4 SW 1/4	Sec. 13	7.3	"
NE 1/4 SW 1/4	Sec. 13	14.0	"
NW 1/4 SE 1/4	Sec. 13	2.7	"
SE 1/4 SW 1/4	Sec. 13	10.2	"
SW 1/4 SE 1/4	Sec. 13	3.7	"
NW 1/4 SE 1/4	Sec. 13	4.2	"
NE 1/4 SE 1/4	Sec. 13	3.5	"
SE 1/4 SE 1/4	Sec. 13	10.2	"
SW 1/4 SE 1/4	Sec. 13	7.6	"

Total 133.8 Acres

All above legal subdivisions are in T10N, R12E, BHM

Permit No. **343-1**
SulphurWater Division No. **1** **Creek** Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That **Clayton H. Talley**

of **Stoneville**, County of **Meade**, and State of
South Dakota, the holder of **Vested Right**
 No. **343-1**, bearing date of priority of **May 1955**, issued upon Application
1.91 cu. ft. per second of the waters of **dry draws**

County of **Meade**, State of South Dakota, at

see attachment to this Certificate of Completion of Works

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 **Vested Right**
 condition for diverting and conveying to the place of intended use **2.22** 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: **see attachment to this Certificate of Completion**
of Works.

Witness my hand this **13th** day of **December** A. D. 19**58**

State Water Resources Commission

By:

J.W. GRIMES,

Chief Engineer, Executive Officer

Application for Permit
O. H. Tally Water Spreader Projects 1, 2, 3, &

5. Location of ~~the~~ points of diversions;

N66° 00' W, 107.9 rods from the ^{SE} SW corner of Sec. 11

N70° 00' E, 138.2 rods from the SW corner of Sec. 13

N78° 00' E, 152.7 rods from the SW corner of Sec. 13

N55° 00' W, 82.4 rods from the SE corner of Sec. 13

1000 gpm pump will operate between these pts. of diversion, { N 7° 00' W, 30.3 rods from the SE corner of Sec. 13
S 9° 45' W, 99.4 rods from the NE corner of Sec. 14

All above points of diversions are in T10N, R12E, E4M

7, I, (b)

Legal subdivisions to be irrigated:

NE	SW	DA	Sec. 14	2.2 Acres	
NE	SE	DB	Sec. 14	18.9	"
NE	SE	DA	Sec. 14	2.5	"
SW	SE	DC	Sec. 14	12.8	"
SE	SW	CD	Sec. 14	9.1	"
SE	NE	AD	Sec. 14	2.3	"
SE	NE	AD	Sec. 14	1.9	"
SW	NW	EC	Sec. 13	15.0	"
NE	SE	DA	Sec. 14	6.7	"
NW	SW	CB	Sec. 13	7.3	"
NE	SW	CA	Sec. 13	14.0	"
NW	SE	DE	Sec. 13	2.7	"
SE	SW	BD	Sec. 13	10.2	"
SE	SE	DC	Sec. 13	3.7	"
NW	SE	DB	Sec. 13	4.2	"
NE	SE	DA	Sec. 13	3.5	"
SE	SE	DD	Sec. 13	10.2	"
SW	SE	DE	Sec. 13	7.6	"

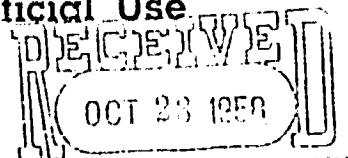
Total 133.8 Acres

All above legal subdivisions are in T10N, R12E, B1M

Location No. 343-1
 Water Division No. 1 Sulphur Water District
Creek

Proof of Application of Water to Beneficial Use

PETITION OF HOLDER



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

Ans. Clayton H. Tally, Maurine, S. Dak. Rancher

STATE WATER RESOURCES COM.
 SIOUX FALLS, SOUTH DAKOTA

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. No

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

Ans. Appropriation to be received with vested right. (old system: Form 2 submitted along with form 24)

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

Ans. Surface runoff from local watersheds. For location of points of diversion see attached sheet 1.

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.

Ans. Length-525 feet. Height-27 feet. amount of water storage-247.5 Acre feet. The other fills as indicated on the maps are merely diversion plugs which are not credited with any storage reservoir available for irrigation. Date of completion has been four years ago and longer. System has been maintained and is presently in a servicable condition making water available for irrigation. Various Canals are indicated on the map with no specific name given to any such canal.

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. Water is used for the purpose of irrigation. Place of use is indicated on attached sheet 2.

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

Ans. Used for stock water.

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

Ans. 401.4 Acre feet.

~~XXXXXX~~ 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.

~~XXXXXX~~

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

Ans. Whenever a flow is available during annual period by gravitational means and pumping out of sulfur creek in the amount 1000 when pumping. In the case of diversion out of draws by the plugs, water is applied in the amount of the volume intake of the soil being irrigated during the time flow over the land occurs.

X (Sign) Clayton H. Talley

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 Sturgis, County of Meade

State of South Dakota, on this 28th day of August A. D. 1928

James E. Thornathy
Delores M. Thornathy } Witnesses. James E. Talley
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.

James E. Talley
Notary Public

Location No. _____

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 _____

Proof of Application of Water to Beneficial Use
C. H. Tally Water Spreader Projects 1, 2, 3, 4

Question 5--

Location of ~~XXXX~~ points of diversions:

N66° 00' V, 107.9 rods from the SW corner of Sec. 11;

N70° 00' E, 138.2 rods from the SW corner of Sec. 13

N78° 00' E, 152.7 rods from the SW corner of Sec. 13

N55° 00' W, 62.4 rods from the SE corner of Sec. 13

see 91m pump N 7° 30' W, 30.3 rods from the SE Corner of Sec 13

diversion { 54° 15' W, 49.4 rods from the NE corner of Sec. 14
pts.

All above points of diversions are in 11'W, R12E, BRH

Proof of Application of Water to Beneficial Use
C.H. Tally Water Spreader Projects 1,2,3, and 4

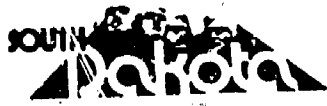
Question 6--a

Legal subdivisions that have been irrigated:

NE 1/4 SW 1/4	Sec. 14	2.2 Acres
NE 1/4 SE 1/4	Sec. 14	18.9 "
NE 1/4 SE 1/4	Sec. 14	1.5 "
SW 1/4 SE 1/4	Sec. 14	12.8 "
SE 1/4 SW 1/4	Sec. 14	9.1 "
SE 1/4 NE 1/4	Sec. 14	2.3 "
SE 1/4 NE 1/4	Sec. 14	1.9 "
SW 1/4 NW 1/4	Sec. 13	15.0 "
NE 1/4 SE 1/4	Sec. 14	6.7 "
NW 1/4 SW 1/4	Sec. 13	7.3 "
NE 1/4 SW 1/4	Sec. 13	14.0 "
NW 1/4 SE 1/4	Sec. 13	2.7 "
SE 1/4 SW 1/4	Sec. 13	10.2 "
SW 1/4 SE 1/4	Sec. 13	3.7 "
NW 1/4 SE 1/4	Sec. 13	4.2 "
NE 1/4 SE 1/4	Sec. 13	3.5 "
SE 1/4 SE 1/4	Sec. 13	10.2 "
SW 1/4 SE 1/4	Sec. 13	<u>7.6</u> "

Total 133.8 Acres

All above legal subdivisions are in T10N, R12E, B2M



Department of Water & Natural Resources

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

343-1

August 5, 1988

Joseph Bruch
HC 78 Box 100
Stoneville, SD 57737

Dear Mr. Bruch:

Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Vested Water Right Claim No. 343-1. Please check over the form and sign in the presence of a notary public. Upon completion of the form, return it to our office with a required filing fee of \$2.50. The vested water right claim will then be transferred to your name.

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

If you have any questions, please contact us.

Sincerely,

GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosure



NO. 343-1

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: August 6 - 1988

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

133.8 acres - E 1/2 SW 1/4; N 1/2 SE 1/4, SW 1/4 SE 1/4, S 1/2 NE 1/4,

Section 14; SW 1/4 NW 1/4, N 1/2 SW 1/4, SE 1/4 SW 1/4; SE 1/4, Section 13, T10N, R12E

formerly owned by Clayton H Talley

has been transferred to Joseph Bruch, HC 78, Box 100, Stoneville SD 57787

(please include complete mailing address)

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

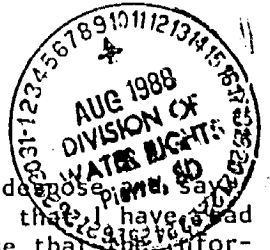
Water Right Permit No. 343-1 as provided for in SDCL 46-5-32 and 46-5-33.

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

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

STATE OF SOUTH DAKOTA)
County of Minnehaha) ss.

I, Joseph M Bruch 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.



Joseph M Bruch
(Signed)

Subscribed and sworn to before me this 6th Day of August, 1988.

P.J. PAUR
NOTARY PUBLIC of South Dakota
My Commission Expires March 24, 1991

P. J. Paur
(Notary Public)

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

441248

Pierre, August 9, 192

RECEIVED OF Joseph V. Bruch, HC 73, Box 100, Stoneville, SD 57787

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>Permit No. 342-1</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 Hatch
Chief Engineer JOHN HATCH (HS)

No. 343-1

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

August 9, 1988

Joseph V. Bruch
HC 78 Box 100
Stoneville, South Dakota 57787

Dear Mr. Bruch:

Enclosed is receipt No. 411348 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 343-1.

Our records now show you as the owner of this Water Right.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

FILE DOCUMENTATION

NAME: Joseph Bruch

ADDRESS: HC 78, Box 100

SUBJECT: Readvertisement of Vested Right Claim No. 343-1

DATE: February 4, 1993

The amended notice of intent to validate Claim No. 343-1 omitted part of the legal descriptions for the diversion points. According to the map and claim, the legal description of diversion points should include, "between points located in the SE1/4 SE1/4 section 13 and the SE1/4 NE1/4 section 14."

A dam (storage capacity - 247.5 acre feet) located in the SW1/4 SE1/4 section 14 should also be included in the readvertisement and that water is being used for stock water.



Ron Duvall, Natural Resources Engineer

343-1



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3161

March 25, 1993

Joseph Bruch
HC 78 Box 100
Stoneyville SD 57787

Dear Mr. Bruch:

The original Notice of Intent to Validate your Vested Water Right Claim No. 343-1 was published omitted part of the legal descriptions for the diversion points. Therefore, the notice needs to be readvertised to correct the error. The Readvertisement of the Notice of Intent to Validate Vested Water Right Claims has been sent to the Publisher of the Meade County Times-Tribune printed at Sturgis SD. For your information, a copy of the notice is enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

The cost of publication of this notice will be paid by the Division of Water Rights. Please contact us if you have any questions.

Sincerely,

Eric Grandlund
Natural Resources Engineer
605-773-4352

cc:enclosure



343-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

March 25, 1993

Joseph Bruch
HC 78 Box 100
Stoneyville SD 57787

Dear Mr. Bruch:

The original Notice of Intent to Validate your Vested Water Right Claim No. 343-1 was published omitted part of the legal descriptions for the diversion points. Therefore, the notice needs to be readvertised to correct the error. The Readvertisement of the Notice of Intent to Validate Vested Water Right Claims has been sent to the Publisher of the Meade County Times-Tribune printed at Sturgis SD. For your information, a copy of the notice is enclosed. Please review the notice prior to publication and notify this office, if you have any corrections or questions.

The cost of publication of this notice will be paid by the Division of Water Rights. Please contact us if you have any questions.

Sincerely,


Eric Gronlund
Natural Resources Engineer
605 723-3352

enclosures

STATE OF SOUTH DAKOTA)

1. *Chlorophyll a* and *Chlorophyll b* contents were determined by the method of Arar and Collins (1971).

...that the latter had piloted Mexico was

111. 112. 113. 114. 115.

DATE _____

Journal of Management Inquiry 24(1) 3-16

The City of Chicago and State of Illinois

Source Data: The notice was published in the newspaper on the following two dates:

1992

[illegible]

1. The first group of people who are interested in the study of the history of the United States are the people who are interested in the history of the United States.

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April 7, 1993
(Date Signed)

READVERTISEMENT OF NOTICE OF INTENT TO VALIDATE VESTED WATER RIGHT CLAIMS

Notice is given that the following vested water right claims in Meade County are eligible for validation by the Water Management Board pursuant to SDCL 46-2A-17 without a hearing unless a petition to oppose the validation is filed pursuant to SDCL 46-2A-22. Readvertisement of the original notice of intent to validate these claims, as published on June 22 and 29, 1988 in the Meade County Times-Tribune, is necessary to correct errors in the previously published notice.

Vested Water Right No. 343-1,
Joseph Bruch, LLC 78 Box 100,
Stoneyville SD 57787, appropriates
1.91 cubic feet of water per second
(cfs) from dry draws located be-
tween points located in the SE 1/4
SE 1/4 Section 13 and the SE 1/4
NE 1/4 Section 14 including a dam
(217.5 acre feet storage capacity)
located in the SW 1/4 SE 1/4 Sec-
tion 14 and points in the SE 1/4 SW
1/4 Section 13 to irrigate 133.8
acres located in the SE 1/4, E 1/2
SW 1/4, NW 1/4 SW 1/4, SW 1/4 NW
1/4 Section 13; SE 1/4 NE 1/4, NE
1/4 SE 1/4, W 1/2 SE 1/4, E 1/2 SW
1/4 Section 14; all in T10N-R12E.
Water is also used for stock wa-
tering. The priority date is May 1,
1955.

Vested Water Right No. 880-1, Raymond E. Ketelsen, HC 82, Box Elder SD 57719, appropriates 4.81 cfs from Alkali Creek and tributaries located between the NW 1/4 NE 1/4 Section 21 and SW 1/4 SE 1/4 Section 26 to irrigate 337 acres located in the E 1/2 NE 1/4 Section 21; N 1/2 Section 22; W 1/2 NE 1/4, NE 1/4 SW 1/4, W 1/2 SE 1/4 Section 26; all in T5N-R7E. The priority date is January 1, 1940.

Any person who wishes to oppose validation of any of the readvertised water right claims shall file a petition of intent to oppose the validation by April 23, 1993 with the Chief Engineer, Water Rights Division, Department of Environment and Natural Resources, Joe Foss Building, 523 East Capitol, Pierre, SD 57501-3818 (605 773-3352) and with the vested water right holder at the listed address.

The petition may be informal, but it must include a statement describing the petitioner's interest in the vested water right claim, the reasons for the petitioner's opposition to the claim, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained.

If a petition of Intent to oppose the validation of a recognized vested water right claim is filed, the Water Management Board will conduct a hearing on the opposed claim at 10:00 am, May 5, 1993, at the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre SD. The May 6, 1993 hearing date will be automatically delayed for at least 20 days upon written request to the Chief Engineer from the applicant or any interested person opposing the application. The request for an automatic delay must be filed by April 23, 1993.

If no person opposes validation of a recognized vested water right claim pursuant to SDCL 46-2A-16, the Water Management Board will issue an order pursuant to SDCL 46-2A-17, validating the vested water right claim.

These validations are made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-3.1, 46-2-9, 46-2-11, 46-2-17; 46-2A-16 thru 46-2A-18, 46-2A-22; 46-5-1 thru 46-5-6.1, 46-5-8.2, 46-5-13 thru 46-5-15, 46-5-30.2 thru 46-5-37.1, 46-5-46, 46-5-49; 46-6-1 thru 46-6-3, 46-6-6, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-21, 46-7-1 thru 46-7-5.3, 46-7-12, 46-7-14, 46-7-15 and "Board Rules ARSD) 74:02:01.01 thru 74:02:01:05.03 and 74:02:01:20 thru 74:02:01:22.

• Contact Eric Gronlund by April 23, 1993, at the above Water Rights Division address to: 1) request copies of information pertaining to a vested right claim or a copy of the vested water right claim list for another county; 2) obtain a summary of South Dakota Water Law and Water Right Information; 3) to assure access to the hearing by the handicapped; or 4) obtain an interpreter for the hearing impaired. Robert E. Roberts, Secretary, Department of Environment and Natural Resources

Publ. March 31 & April 7, 1993
Meade County Times-Tribune



343-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

JUN 11 1993

Joseph Bruch
HC 78, Box 100
Stoneville SD 57787

Dear Mr. Bruch:

The Water Management Board has validated the enclosed Vested Water Right No. 343-1. This validation gives legal status to the claim and is the final document for your vested right.

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

Very truly yours,

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

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

enclosure