

No. 35-1 A

OFFICE OF STATE ENGINEER
DOCUMENT FILE

Division No. 1 Little Mad District
Name of Applicant: George
L. Bonefield
Name of Diversion: Upper Sheep Creek Reservoir
& Bonefield Litch
Date of First Receipt: June 13, 1908
Location of Point of Diversion:
in NW 1/4 NW 4 Sec. 1, Twp 16,
R. 1 E. R. 10 N.
Beneficial Use: Irrigation
Approved Aug 20, 1908
Recorded in Book 1 Page 92
Remarks: This application
is for the right to store and
appropriate 2.2 second-foot
of flood waters of Sheep Creek
for the purpose of irriga-
ting a desert claim in
Butte County

No. 351A

Water Division No. 1 Little No. Water District.
[Blanks to be filled by the State Engineer.]

APPLICATION FOR A PERMIT To Appropriate Water Within the State of South Dakota

[NOTE—Draw a line through items not applicable.]

1. Name of applicant George L. Bonafield
Postoffice address Capitol, County Custer, State Montana

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 the work (Whether by contract, employment of others, or by direct labor) Direct labor

(b) Cash on hand, \$ — — — — — (c) Treasury stock, \$ — — — — —

(d) Bonds to be issued, \$ — — — — — (e) Other resources, \$ — — — — —

2. Name of diversion works Upper Sheep Creek Reservoir and Bonafield Ditch3. Quantity of water claimed -2.2- cubic feet per second.4. Source of water supply Sheep Creek, A dry water course, Drainage area 3.5 sq. mi. Heads in Short Pine Hills, Trib. of 48 Mile.5. Location of point of diversion on SW 1/4 Sec. 1, T. 16N. R. 1 E. B. 1 W.on Left bank.
(Right or left bank looking down stream.)6. Annual periods during which water is to be used May 1 to September 15,

7. To be used for:

I. Irrigation or domestic use: Irrigation of Desert Land Claim(a) Number of acres to be irrigated 151.77 acres.(b) Legal subdivisions to be irrigated SW 1/4, NW 1/4, SE 1/4, Sec. 11, T. 16N. R. 1 E. B. 1 W.

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. Mining, power, manufacturing, transportation, or other purposes:

(a) Nature of use — — — — —

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

(c) Location of plant — — — — —

(d) Method of developing power — — — — —

(e) Point where water will be returned to stream — — — — —

8. Estimated cost of works:

(a) Head gates, \$ 50.00

(b) Pumping plant, \$

(c) Fluming, \$

(d) Canal-earth, \$ 65.00

Rock, \$

(e) Other structures Earth Dam

\$ 1,120.00

Total, \$1,205.00

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.) Earth dam across main channel of Sheep Creek, forming storage reservoir, & canal leading to land irrigated.

II. Dimensions of works:

(a) Dam: Height Max. 20.2 feet; length at bottom feet; length at top 381.5 feet; thickness at bottom Max. 22.5 feet; thickness at top 8.0 feet; slope of front (water) face 3 in 1; slope of back face 1 1/2 in 1; material used in construction light sandy soil containing hardpan.

(b) Reservoir: Capacity when filled 81.58 acre feet. Surface area at highwater mark 10.37 acres.

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

(c) Head gate: Width 6 feet; height 1.0 feet;

Material 2" x 12" pine boards, bolted, tarred & calked, Iron headgate.

(d) Canal: Total length 0.75 miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER LINE	GRADE PER MILE
At mile	1.0 feet	5.0 feet	7.0 feet	5.20 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 2 1/2 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

Elle Fournelle Co., published at Belle Fourche, S. D.

STATE OF SOUTH DAKOTA

County of Butte ss

I, George L. Bonafield, being first duly sworn, on my oath depose and say: That my relation to the above described undertaking is that of

(Owner, Manager or Engineer)

that, I have read the above and foregoing statement, and examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed George L. Bonafield

Subscribed and sworn to before me this 20th day of August 1908

Torkan Olafson

Notary Public (or other qualified officer.)

Remarks by State Engineer:

This application is for the right to store and appropriate 2.2 second-feet of flood waters of Sheep Creek for the purpose of irrigating a desert claim in Butte County.

STATE OF SOUTH DAKOTA } ss
County of Hughes }

Pierre, South Dakota, September 1, 1908

This is to certify that the foregoing application was received at this office at four o'clock p.m. upon the 13th day of June 1908 and that after examination it was found to comply with the provisions of the water code of South Dakota. Notice of intention to appropriate was duly published and a hearing was held in this office on August 14, 1908, at which appropriate action was taken.

Samuel H. Lee
State Engineer.

By B. B. Lee Deputy.

Number of permit 25

Date of first receipt of application June 13, 1908

Date of return to applicant for correction 1908

Date of receipt of corrected application 1908

Date from which applicant may claim right June 13, 1908

Approved August 20, 1908, Recorded in Book 1- Page 92-

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

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before November 2, 1909.

2d. The whole of said work is to be completed on or before Feb. 20, 1911.

3d. The limit of time for proof of beneficial use of water appropriated in accordance herewith is August 20, 1911.

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

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 cubic feet of water per second of time; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops by 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 August 20, 1911; said water to be used during the following described annual periods.

Witness my hand this 20th day of August 1908

Samuel H. Lee
State Engineer.

By B. B. Lee Deputy.

STATE OF SOUTH DAKOTA,
COUNTY OF HUGHES.

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

Witness my hand and official seal, done at my office in Pierre, State of South Dakota this 2 day of October, 1908.

Samuel H. Lea
State Engineer.

By B. B. Lee
Deputy.

No. 55

Division No. 4

Little Mo. Water District.

PERMIT

to appropriate water from

Sheep Creek

Butler County, Montana, South Dakota

Name of applicant

George L. Bonfield

Name of diversion works Upper Sheep

Creek Res. & Bonfield Ditch

Date of first receipt at office of State

Engineer June 13, 1908

Returned to applicant for correction

190

Corrected application received

190

Date of water right

August 20, 1908

Recorded in Book 1 Page 92

One-fifth of work to be completed

November 3, 1909

Whole work to be completed

February 20, 1911

Final proof of use of water

August 20, 1911

Approved August 20, 1908

Samuel H. Lea

State Engineer

By B. B. Lee

Deputy

(First Publication 190.....)

APPROPRIATION OF WATER

Office of the State Engineer,

Pierre, S. D., June 15 1908.

Notice is hereby given that George L. Borafeldwhose postoffice address is Capitol, Montana,County, S. D., has made an application in

accordance with the provisions of the irrigation laws of South Da-

kota for a permit to appropriate for beneficial use 2 1/4 cubicfeet of water per second of time from Sheep Creekthrough the up per Sheep Reservoir the point of diversion of whichis to be located upon the left bank of said stream in the SW1/4 of the SW 1/4 of section 1 township 10N range 1E, B. H. N. waterto be used for the purpose of Irrigating Desert Land Claimupon the SE 1/4 of NE 1/4 SW 1/4Sec. 11; E. of NW 1/4 & NW 1/4 of SW 1/4 of Sec. 12, Twp. 10 N., Range 1 E.,B. H. N.

This application will be taken up by the state engineer at his office at Pierre for consideration and appropriate action upon the 14th day of August 1908, at 9 a. m., at which time all persons who believe that the prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare, and also parties making the application, and to be benefited, are notified to be present either by sworn affidavit or in person for the purpose of presenting any relative testimony.

State Engineer

February
Tenth,
1911.

C E R T I F I C A T E

State of South Dakota

County of Butte

) ss
(

This certifies that George L. Bonefield, whose postoffice address is Capitol, Carter County, Montana, has obtained from this office a permit, No. 35, to appropriate water from Sheep Creek, through the Upper Sheep Creek Reservoir and Bonefield Ditch, in accordance with the provisions of the Water Code of 1907 of the State of South Dakota, relating to the appropriation, distribution and use of water. The point of diversion is located on the NW¹/₄ of SW¹/₄, Section 1, Township 18 N., Range 1 E. B.E.S., in Butte County, South Dakota. The lands to be irrigated are described as follows:-

SW¹/₄ NE¹/₄, NW¹/₄ SE¹/₄, Section 11; W¹/₂ NE¹/₄, NE¹/₄ SE¹/₄, Section 12, Township 18 N., Range 1 E. B.E.S.; said lands comprising Desert Land Entry of applicant.

The said George L. Bonefield has furnished this office proof of completion of his irrigating system and of the application of the water to beneficial use and he is hereby authorized to use 2.3 cubic foot per second of the waters of Sheep Creek to irrigate the lands herein designated.

Witness my hand and official seal, this Tenth day of February, 1911.

State Engineer.

DATE MICROFILMED

CHINA OPERATOR

Permit No. 35

Water Division No. 1 Little Missouri Water District

Certificate of Application of Water to Beneficial Use.

Deposition of Holder

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

Ans. Geo. L. Bonfield, ranch near Harding, S. Dakota, Ranchman and farmer,
Capitol, Custer Co., Montana.

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. I am the original appropriator.

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

Ans. Number 35; June 13, 1908; June 13, 1909.

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

Ans. Sheep Creek, a dry watercourse, drainage area 3.5 sq. mi.; N. 54° 17' 12" E., 1183 ft. from Cor. to Sec. 1, E. 11 & 12, T. 16 N. R. 1 E. P. H. M.

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

Ans. Reservoir, capacity 81.59 ac. feet; Canal .76 miles long, capacity 6.3 ac. feet; Upper Sheep Creek Reservoir and Bonfield Ditch.

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

Ans. Irrigation of lands in desert land entry, sec. 1 NW 1, NW 2 NW 3 NW 4 NW 5 NW 6 NW 7 NW 8 NW 9 NW 10 NW 11 NW 12 NW 13 NW 14 NW 15 NW 16 NW 17 NW 18 NW 19 NW 20 NW 21 NW 22 NW 23 NW 24 NW 25 NW 26 NW 27 NW 28 NW 29 NW 30 NW 31 NW 32 NW 33 NW 34 NW 35 NW 36 NW 37 NW 38 NW 39 NW 40 NW 41 NW 42 NW 43 NW 44 NW 45 NW 46 NW 47 NW 48 NW 49 NW 50 NW 51 NW 52 NW 53 NW 54 NW 55 NW 56 NW 57 NW 58 NW 59 NW 60 NW 61 NW 62 NW 63 NW 64 NW 65 NW 66 NW 67 NW 68 NW 69 NW 70 NW 71 NW 72 NW 73 NW 74 NW 75 NW 76 NW 77 NW 78 NW 79 NW 80 NW 81 NW 82 NW 83 NW 84 NW 85 NW 86 NW 87 NW 88 NW 89 NW 90 NW 91 NW 92 NW 93 NW 94 NW 95 NW 96 NW 97 NW 98 NW 99 NW 100 NW 101 NW 102 NW 103 NW 104 NW 105 NW 106 NW 107 NW 108 NW 109 NW 110 NW 111 NW 112 NW 113 NW 114 NW 115 NW 116 NW 117 NW 118 NW 119 NW 120 NW 121 NW 122 NW 123 NW 124 NW 125 NW 126 NW 127 NW 128 NW 129 NW 130 NW 131 NW 132 NW 133 NW 134 NW 135 NW 136 NW 137 NW 138 NW 139 NW 140 NW 141 NW 142 NW 143 NW 144 NW 145 NW 146 NW 147 NW 148 NW 149 NW 150 NW 151 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1508 NW 1509 NW 1510 NW 1511 NW 1512 NW 1513 NW 1514 NW 1515 NW 1516 NW 1517 NW 1518 NW 1519 NW 1520 NW 1521 NW 1522 NW 1523 NW 1524 NW 1525 NW 1526 NW 1527 NW 1528 NW 1529 NW 1530 NW 1531 NW 1532 NW 1533 NW 1534 NW 1535 NW 1536 NW 1537 NW 1538 NW 1539 NW 1540 NW 1541 NW 1542 NW 1543 NW 1544 NW 1545 NW 1546 NW 1547 NW 1548 NW 1549 NW 1550 NW 1551 NW 1552 NW 1553 NW 1554 NW 1555 NW 1556 NW 1557 NW 1558 NW 1559 NW 1560 NW 1561 NW 1562 NW 1563 NW 1564 NW 1565 NW 1566 NW 1567 NW 1568 NW 1569 NW 1570 NW 1571 NW 1572 NW 1573 NW 1574 NW 1575 NW 1576 NW 1577 NW 1578 NW 1579 NW 1580 NW 1581 NW 1582 NW 1583 NW 1584 NW 1585 NW 1586 NW 1587 NW 1588 NW 1589 NW 1590 NW 1591 NW 1592 NW 1593 NW 1594 NW 1595 NW 1596 NW 1597 NW 1598 NW 1599 NW 1600 NW 1601 NW 1602 NW 1603 NW 1604 NW 1605 NW 1606 NW 1607 NW 1608 NW 1609 NW 1610 NW 1611 NW 1612 NW 1613 NW 1614 NW 1615 NW 1616 NW 1617 NW 1618 NW 1619 NW 1620 NW 1621 NW 1622 NW 1623 NW 1624 NW 1625 NW 1626 NW 1627 NW 1628 NW 1629 NW 1630 NW 1631 NW 1632 NW 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2008 NW 2009 NW 2010 NW 2011 NW 2012 NW 2013 NW 2014 NW 2015 NW 2016 NW 2017 NW 2018 NW 2019 NW 2020 NW 2021 NW 2022 NW 2023 NW 2024 NW 2025 NW 2026 NW 2027 NW 2028 NW 2029 NW 2030 NW 2031 NW 2032 NW 2033 NW 2034 NW 2035 NW 2036 NW 2037 NW 2038 NW 2039 NW 2040 NW 2041 NW 2042 NW 2043 NW 2044 NW 2045 NW 2046 NW 2047 NW 2048 NW 2049 NW 2050 NW 2051 NW 2052 NW 2053 NW 2054 NW 2055 NW 2056 NW 2057 NW 2058 NW 2059 NW 2060 NW 2061 NW 2062 NW 2063 NW 2064 NW 2065 NW 2066 NW 2067 NW 2068 NW 2069 NW 2070 NW 2071 NW 2072 NW 2073 NW 2074 NW 2075 NW 207

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

Ans. Season of 1909--Ditch running full, 6.3 sec. feet, for 48 hours.....
.....July 21 & 22 onto lands mentioned in answer to Q. 6.....
.....Not sufficient water in reservoir at time the land needed irrigation.....
.....during season of 1910, to make successful irrigation.....

(Sign.) George L. Bonfield

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 Bellefleur, County of Fall

State of South Dakota, on this 5th day of February, A. D., 1911

Barthelme
Examining Engineer.

Permit No. 25

Proof of Application of Water to Beneficial Use.

DEPOSITION OF HOLDER.

Amount of water 2.0 second feet

Source Sheep Creek

County Butte

Purpose Irrigation

Place of Use SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.

11: W $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 12, T.

10 N., Range 1 E. B.M.M.

Date of priority June 13, 1902

FILED
FEB 10 1911
FILED
W. H. LEA, State Engineer.

FEB 10 1911

W. H. LEA, State Engineer,
Butte, Mont.

Received and filed February 10, 1911.

Permit No. 35.

Water Division No. 1, Little Missouri Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Engineer, Pierre, South Dakota:

Dear Sir: I hereby certify that in accordance with your letter of authorization dated

19....., I have this day made a thorough examination of the diversion works constructed by

Geo. L. Borefield of Capitol

Custer Montana

County, South Dakota, holder of permit No. 35, issued

upon application No. 35, bearing date of priority of June 13, 1903, authorizing the

diversion of E. 2 second feet of the waters of Sheep Creek for Irrigation

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

The diversion works comprise: a storage reservoir in channel of Sheep Creek, made by earth dam, 20 ft. high, 391 ft. long on top, 3 ft. wide on top, 3:1 slope protected by stone rip-rap on water slope, and 1 1/2:1 slope on lower face. Wooden box outlet to ditch 5 ft. wide on bottom, 7 ft. wide on water line, water flowing 1 ft. deep. 1.15 miles long. And 3 lateral ditches, capacity C.S.F. total length 8 miles. And the system is in the following conditions: The dam completed to the above dimensions thoroughly settled and protected by rip-rap. The ditch is excavated to grade and capable of carrying now 3 sec. ft. of water to the land. the lateral ditches are practically located and built in a workmanlike manner.

The point of diversion is located N 54° 17' E. - 1153 ft. from Cor. to Secs. 1, 2, 11 & 12, T. 16 N. R. 1 E. E. & M. on left bank of draw.

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

The legal sub-divisions to be irrigated are: SE 1/4 NE 1/4, NE 1/4 Sec. 11, NW 1/4 and NW 1/4 SW 1/4 Sec. 12, T. 16 N. R. 1 E. E. & M.

comprising a total of 151.77 acres of land.

The domestic use intended comprises

The utilization for power, mining, or other beneficial uses comprises:

Witness my hand, this 5th day of February, A. D. 1911.

Examining Engineer.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 35

WHEREAS, On the thirteenth day of June A. D. 1908
GEORGE L. BOWFIELD

of Carlton County of Gustar and State of
Montana duly made application (No. 35) to me for a permit to use 2.0
cubic feet per second of the waters of Sheep Creek
County of Butte State of South Dakota, for Irrigation
purposes; and

WHEREAS, On the twentieth day of August A. D. 1908
Permit No. 35 was issued to said applicant for the diversion of said water, and providing for the com-
pletion of the works of diversion therein described on or before the twentieth day of
February A. D. 1911 and for the application to beneficial use of said
water on or before the twentieth day of August A. D. 1911
and,

WHEREAS, On the tenth day of February A. D. 1911
the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.0
cubic feet per second of said waters as evidenced by ^u Certificate No. 35
dated February 5 1911, confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 2.0 cubic feet per second of water,
with date of priority of June 13, 1908, and,

WHEREAS, On the tenth day of February A. D. 1911
proof was duly made of the application to beneficial use of 2.0 cubic feet per second of
said water;

For irrigation upon the NE $\frac{1}{4}$ of NE $\frac{1}{4}$, NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 11; W $\frac{1}{2}$
of NE $\frac{1}{4}$, NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 12; Township 10 N., Range 1 E. B.T.M.

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of South Dakota, I hereby grant and confirm to GEORGE L. DONNETFIELD of Capitol the holder and owner of said permit No. 35 a water right, dating from June 13, 1908, to the use of 3.2 cubic feet per second of the waters of Sheep Creek 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 at the SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 1, Township 10 N., Range 1 E. B.H.M. and conducted to and upon the SW $\frac{1}{4}$ of NW $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 11; W $\frac{1}{2}$ of NW $\frac{1}{4}$, NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 12; Township 10 N., Range 1 E. B.H.M. for the purpose of irrigation

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

WITNESS, My hand and the seal of my office at Pierre, South Dakota, this eleventh day of September A. D. Nineteen Hundred and Eleven.

State Engineer.

STATE OF SOUTH DAKOTA

Water License No. 35

To GEORGE L. BONEFELD

Source of Supply Sheep Creek

Owner County
State of Montana

Am't 2.3 Sec. Feet

Point of Diversion SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1,
T. 10 N., R. 1 E. B.H.M.

Place of Use SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.
11; W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12; T.
10 N., R. 1 E. B.H.M.

Purpose Irrigation

Date of Priority June 13, 1902,

Recorded August 20, 1902,

in Book - 1 - of Record Page 62

No. 35-1A

**South Dakota Department of
Water & Natural Resources**

Joe Foss Building Water Rights, Water Management Division
Pierre, South Dakota 57501 (605) 773-3352

November 12, 1982

Alfred Davis & Shirley Blake
Camp Crook Rt
Belle Fourche SD 57717

Dear Sirs:

Please find enclosed a copy of our Form 20, Notice of Transfer of Water Permit. This must be signed by the owner before a notary public and returned to this office with a fee of Two Dollars and Fifty Cents (\$2.50).

Upon receipt of the Form 20 and the \$2.50 filing fee the permit will be transferred to the proper name.

Please advise this office if you have any questions.

Sincerely,

KAREN SCHLAAK
Administrative Secretary

enclosure

35-1A

WATER RIGHTS DIVISION
(605) 773-3352

December 20, 1982

Alfred Davis-Shirley Blake
Camp Crook Route
Belle Fourche, South Dakota 57717

Dear Sirs:

This will acknowledge receipt of the transfer form you submitted for filing a Notice of Transfer for Water Right No. 35-1A. However, as stated in our letter dated November 12, 1982 and also stated on the transfer form, a \$2.50 filing fee is required by statute and must accompany the Notice of Transfer.

Please remit the \$2.50 filing fee at your earliest convenience. The transfer will be filed upon receipt of the fee.

Sincerely,

Genny Young
Water Rights Specialist

GY:ms

Water Rights Division - DWR

File No. 35-1A

Conversation or File Documentation

NAME OF PERSON OR FILE: Alfred Davis - Shirley Blake.ADDRESS: Camp Crook Rt, Belle Fourche, S.D. 57717 COUNTY HardingDATE: April 26, 1983 TELEPHONE _____RE: Re-licensing Permit No 35-1A.

COMMENTS:

I inspected Permit No 35-1A in 1982 and found that it is now owned by Alfred Davis - Shirley Blake. I also found that the irrigated acreage is now 124 acres. In 1911 the permit was licensed for 151.77 acres and 2.7 C.F.S.

In order to update the permit and make it as accurate as possible, the license should be re-issued to reflect the present day usage.

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.

4/82

NAME: LeRoy J. Mennigh

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

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

NE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$; all in Section 11, T16N, R1E and NW $\frac{1}{4}$ NW $\frac{1}{4}$;

SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW all in Section 12, T16N, R1E

formerly owned by George L Bonefield

has been transferred to Alfred Davis - Shirley Blake, Camp Crook Rt. Belle Fourche SD 57717

(please include complete mailing address)

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

Water Right Permit No. 35-1A as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Rights, 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.

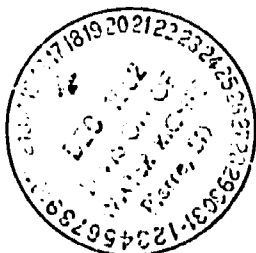
STATE OF SOUTH DAKOTA)

County of Handling) ss.

I Alfred Davis & Shirley Blake 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.

Alfred L. Davis Shirley Blake
(Signed)

Subscribed and sworn to before me this 3rd Day of December, 1982.



Edna A. DeLoe
(Notary Public)
PIERRE, S.D.
My Comm. Expires 12/31/87

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 35-1A

(1) WHEREAS, On the 11th day of September A. D. 1911

George L. Bonefield

was issued Water License 35-1A right 2.20 cubic feet per second of the water-
of Sheep Creek

County of Harding, State of South Dakota, for Irrigation

purposes; and

(2) WHEREAS, On the 11th day of September A. D. 1911

Water License No. 35-1A, with a date of priority of June 13, 1909

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the day of September 11, 1911 and for the application to beneficial use of said water on or before the day of September 11, 1911

WHEREAS, this water right was previously issued for 2.20 cubic feet per second of water covering 151.77 acres. This License is being reissued in Lieu of the Water License issued September 11, 1911, as a result of a 1982 inspection of the water use system.

WHEREAS, on the 26th day of January, 1983, Water License No. 35-1A has been transferred to Alfred Davis and Shirley Blake, Belle Fourche SD.

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 1.77 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 all in T16N, R1E

Section 11 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 8 acres (AA)

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 38 " (AD)

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 12 " (DA)

Section 12 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 7 " (BB)

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 32 " (BC)

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 27 " (CB)

TOTAL 124 acres

AI-28

(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 Alfred Davis and Shirley Blake

_____ of Camp Creek Co., Belle Fourche SD 57717
the holder _____ and owner Water Right of said permit No. 35-1A a water right, dating from June 13, 1908
to use of 1.77 cubic feet per second of the waters
of Sheep Creek

in the County of Harding and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 740'N and 960'E of the SW corner of
Section 1, T16N, R1E (CC)

and conducted to and upon portions of Sections 11 and 12, T16N, R1E, more fully
described on the face of this License

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 35-1A and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 26th day of January A. D.
Nineteen Hundred and Eighty-three

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer

JOHN HATCH

No. 35-1A

South Dakota
Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 775-3352

April 27, 1983

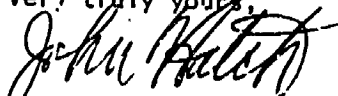
Alfred Davis
& Shirley Blake
Camp Crook Rt
Belle Fourche SD 57717

Dear Mr. Davis and Ms. Blake:

Inclosed herewith is, Water License No. 35-1A. This is the final water right document completing your process of obtaining a 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: Our records now show you as the owner of this Water License.

WNR-817 3/83
Transmittal of Water License

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 9092

PIERRE, January 3, 19 83

RECEIVED OF Shirley Blake, 1103-12th, Belle Fourche SD 57717

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No.		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing transfer of Permit No. 35-1A	2	50
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	2	50

WATER RIGHTS COMMISSION

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

Alfred Davis - Shirley Blake. Permit # 35-1A.

This permit was re-inspected in 1982

The acreage now shown on the aerial map here attached to the original map #30-1 is the acreage now irrigated under this permit.

Re issue a license for the amended acreage.

LeRoy J. McNaught
Water Resources Engineer

