

1. Considered December 3, 1958 Appl. No. 35-4-1

2. Name of Applicant Peter Jacobs

3. Post Office Address Ralph, South Dakota

4. Amount of water claimed 0.68 cfs

5. Source of water supply Dry draw

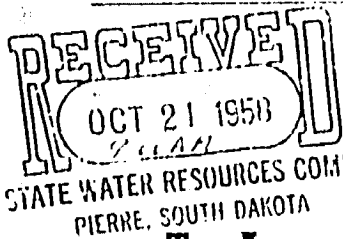
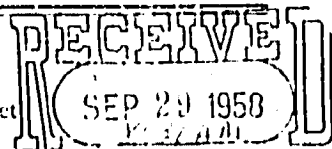
6. Water to be used for "irrigation"
Acres to be irrigated 48

7. Water to be diverted and used in Perkins County about
16 miles NORTH of Sermon.

8. Proof of Publication Received ✓
Not Received _____

9. Application Approved ✓
Subject to _____
Not approved _____
Action deferred _____

10. Remarks: 5 years Per completion of works
+ 4 years for Application of Water

No. 354-1Water Division No. 1Grand River District
(Thanks to be Filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of applicant ~~Peter Jacobs~~ RALPH OLSEN
 Postoffice address Ralph, S. Dak., County Perkins, 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)
Contract and direct labor.
 (b) Cash on hand, \$ sufficient
 (c) Treasury stock, \$
 (d) Bonds to be issued, \$
 (e) Other resources, \$ Government cost share.

2. Name of diversion work Peter Jacobs water spreading project No. 1.
 3. Amount of water claimed 0.68 cubic feet per second or 144 acre feet max.
 4. Source of water supply Surface runoff from local watershed.
 5. Location of point of diversion 89 rods N52°50'E from SW corner of Sec. 29, T20N, R10E
on both banks Perkins County.
 6. Annual period or periods during which water is to be used When 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 48.0 acres.

- (b) Legal subdivisions to be irrigated See attached sheet No. 1

(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. Stock water for, mining, milling, power, fish culture, fire protection and public recreation:

- (a) Nature of use
 Name any of the above uses claimed
 (b) Amount of power to be generated horse power.

Amount claimed for engine cooling

- (c) Location of plant

- (d) Method of developing power

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

Map No. 318-1

8. Estimated cost of work:

(a) Head Gates, \$-----
 (c) Fluming, \$----- (d) Canal-earth, \$600,000-----
 (e) Other structures spreader dikes \$450,000-----
 (b) Pumping plant, \$-----
 Rock, \$-----
 Total, \$-----

9. Description of diversion works:

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

Diversion Terraces

12. Dimensions of works:

(a) Dam: Height-----feet; length at bottom-----feet; length at top-----feet; thickness at bottom-----feet; thickness at top-----feet; slope at front water face-----; slope at back face-----
 material used in construction-----
 (b) Reservoir: Capacity when filled-----acre feet. Surface area at highwater mark-----acres.

DEPTH AT OUTLET-FEET	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET	ACRE-FEET CAPACITY

(c) Head-gate: Width-----feet; height-----feet;
 Material-----

(d) Canal: Total length .76 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 5/4 = 9 years.

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

STATE OF SOUTH DAKOTA

County of ----- ss.

I, Peter Jacobs, 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

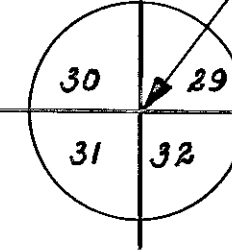
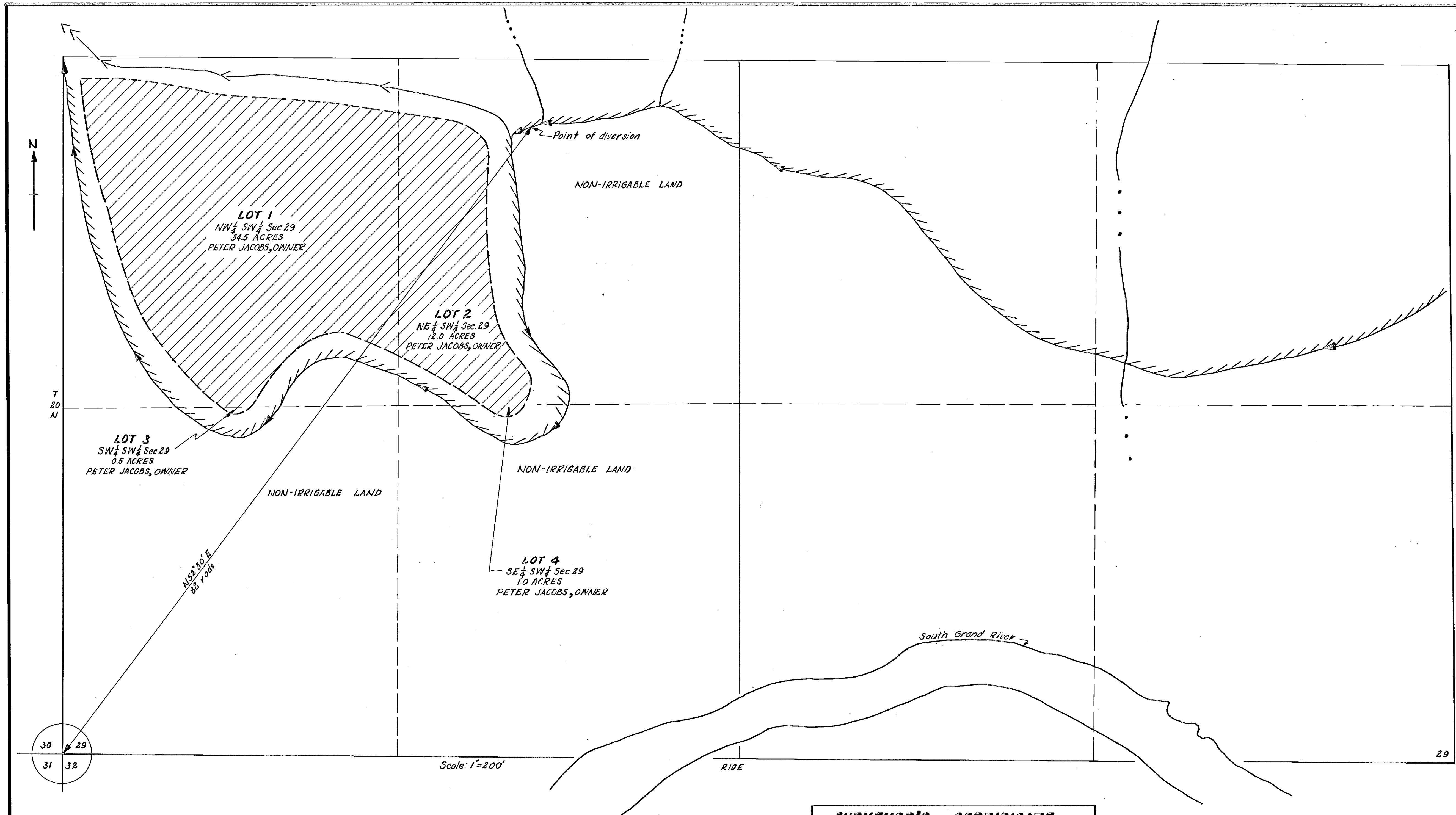
Peter Jacobs

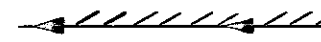
Subscribed and sworn to before me this 18 day of September 1958

Kenneth J. Huber, Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

Challenged by the State - on the 18 day of October 1958. Personal appearance by the owner to the court to be the proper one. The owner has executed the same instrument. My Commission - 1-1-60



Land to be irrigated 
 Diversion terrace and dikes 
 Intermittent stream 
 Ditch 

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
LOT 1	29	T20N	R10E	34.5
LOT 2	29	T20N	R10E	12.0
LOT 3	29	T20N	R10E	0.5
LOT 4	29	T20N	R10E	1.0
TOTAL				48.0

SURVEYOR'S CERTIFICATE
 I, Kenneth L. Huber DO HEREBY CERTIFY THAT
 THIS MAP IDENTIFIES THE LAND OF THE Peter Jacobs
Water Spreading Project No. 1
 SIGNATURE: Kenneth L. Huber
 TITLE: As Engineer, S.C.S.
 U. S. DEPARTMENT OF AGRICULTURE
 SOIL CONSERVATION SERVICE
 SUBSCRIBED AND SWORN TO BEFORE ME THIS 26 DAY OF
Sept., 1952, A.D.
John M. Dell
 NOTARY PUBLIC

Scale: 1"=200'

PETER JACOBS
WATER SPREADING PROJECT
NUMBER 1
 Perkins County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
 SOIL CONSERVATION SERVICE

Designed _____	Date _____	Approved by _____
Drawn _____		Title _____
Traced _____		Title _____
Checked _____		Sheet No. <u>1</u>
		Drawing No. _____

Map No. 318-1 (Appl. No. 354-1)

The diversion rate limitation of 1 cubic foot per second for each 70 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,

October 7, 1958

This is to certify that the foregoing application was received by the Commission at 8:30 o'clock

9 m. upon the 29 day of September, 1958

State Water Resources Commission

By:

Gadwin

Chief Engineer, Executive Officer

Number of permit 35-4-1

Date of first receipt of application September 29, 1958

Date of return to applicant for correction, amendments or changes required as follows: October 7, 1958

Date of receipt of corrected application October 21, 1958

Date from which applicant may claim right September 29, 1958

Approved December 3, 1958, Recorded in Book 5 Page 79

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 to be completed on or before

June 3, 1961

2nd. The whole of said work is to be completed on or before December 3, 1963

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

December 3, 1967

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 2.68 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 December 3, 1967; said water to be used during the following described annual period:

April to October inclusive

Witness my hand this 6 day of January, 1958

State Water Resources Commission

By:

Gadwin

Chief Engineer, Executive Officer

Certificate of Construction Issued

APRIL 10, 1973

Water License Issued

APRIL 10, 1972

Peter Jacobs - Water Spreading Project No. 1

7.

1.

(b) Lot 1 NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29	34.5 Ac.
Lot 2 NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29	12.0 Ac.
Lot 3 SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29	0.5 Ac.
Lot 4 SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 29	<u>1.0 Ac.</u>
	48.0 Ac.

All of above in Sec. 29, T20N, R10E, Peter Jacobs, owner.

WATER LICENSE NO. 354-1

(1) WHEREAS, On the 29th day of September A. D. 19 56
Peter Jacobs

made Water Right Application No. 354-1 for a permit to use .68 cubic feet per second of the waters
surface runoff

County of Perkins, State of South Dakota, for irrigation

purposes; and
 (2) WHEREAS, On the 6th day of January A. D. 19 59
 Permit No. 354-1, with a date of priority of September 29, 1958

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 3rd day of December A. D. 19 63 and for the
 application to beneficial use of said water on or before the 3rd day of December A. D. 19 67

and, whereas, on the 10th day of April, 1972, the Permit was
 transferred to Ralph Olson,

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 .68 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 the SW $\frac{1}{4}$, Section 29, T20N, R10E

	Acres
Lot 1	34.5
Lot 2	12.0
Lot 3	0.5
Lot 4	1.0
Total	48.0 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 Ralph Olson

of Ralph, South Dakota

the holder _____ and owner _____ of said permit No. 354-1 a water right, dating from September 29, 1958
to use of 68 cubic feet per second of the waters
of surface runoff

in the County of Perkins and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point North 52° 50' East, 88 rods from the
SW Corner, Section 29, T20N, R10E

and conduct to and upon portions of the SW¼, Section 29, T20N, R10E, described on the
face of this License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 354-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 10th day of April A. D.

Nineteen Hundred and Seventy-Two

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.V. GRIMES

Permit No. 354-1Water Diversion No. 1 GRAND RIVER Water District

CERTIFICATE OF CONSTRUCTION

Ralph Olson

This is to Certify, That _____

_____ the holder _____ of
Permit No. 354-1, issued upon Application No. 354-1, bearing date of priority of September 29,
1958 authorizing the diversion of .68 cu. ft. per second of the waters of _____
surface runoff County of Perkins, State of South Dakota at _____
a point North 52° 50' East, 88 rods from the SW Corner, Section 29, T20N, R10E

_____, for irrigation

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 up to 3.0 cu. ft. per second of water.

Date April 10, 1972

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

Permit No. 354-1

Water Division 1 GRAND RIVER Water District

**REPORT 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 Peter Jacobs
_____ of _____ Ralph, S.D. _____ holder _____
of Permit No. 354-1, bearing date of priority of September 29, 1958
authorizing the diversion of 0.68 cu. ft. per second of the waters of runoff water
for spreader irrigation purposes, in Perkins 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:

The diverting dike exactly as shown on Water Right Map No. 318-1

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

The terrace as shown west of the diversion point on the map

C. Works used to apply water to beneficial use.

The system is in the following condition: Good

The point of diversion is located North 52° 50' East, 88 rods from the SW corner of Sec. 29,
T20N, R10E

The works are capable of diverting and conveying to the place of use up to 3 c.f.s.
cu. ft. per second of water which is to be used for spreader irrigation
Water has been put to beneficial use to the maximum extent as follows: all' in the SW $\frac{1}{4}$ of Sec.29, T20N, R10E

Lot 1	34.5 acres
Lot 2	12.0 acres
Lot 3	0.5 acres
Lot 4	1.0 acres

comprising a total of 48.0 acres of land.

The SW $\frac{1}{4}$ of Section 29, T20N, R10E is now owned by Ralph Olson, Ralph, S.D. His son expressed skepticism that his father should pay the Water License and transfer of Water Right fees.

Date June 24, 1971

(Signature)

(Signature)
DONALD DRISCOLL, Deputy Chief Engineer, W.R.C.

STATE OF SOUTH DAKOTA } ss.
County Perkins }

Bison Courier a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the town of Bison County of Parker and State of South Dakota; that the said notice was published in said newspaper on the following dates:

NOV 21 6

Subscribed and sworn to before me this 6 day of November A.D. 1958

Notary Public Ed. King County, S. D.

[illegible]

(First Publication ~~before October 31, 1958~~)**APPROPRIATION OF WATER**

Office of State Water Resources Commission.

Pierre, S. Dak., ~~October 7~~, 1958

Notice is hereby given that ~~Peter Jacobs~~ whose postoffice address is ~~Ralph~~ 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 ~~0.68~~ cubic feet of water per second of time from ~~an~~ ~~dry draw~~ through the ~~Peter Jacobs Water Spreading Project #1~~, the point of diversion of which is to be located on the ~~both~~ bank of said stream in the ~~NE~~ $\frac{1}{4}$ of the ~~SW~~ $\frac{1}{4}$ of Section ~~29~~ Twp. ~~20N~~ Range ~~10E~~. Said water to be used for the purpose of providing irrigation on the following described land:

~~SW $\frac{1}{4}$ Sec 29, T 20N, R 10E~~~~and for~~~~DEKROCK~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the ~~3~~ day of ~~December~~, 1958, 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:

~~XXXXXXXXXXXXXXXXXXXX~~

LES WYBORNÝ

Water Rights Engineer

NOTICE OF TRANSFER OF WATER PERMIT

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

Date June 29, 1971

This is to notify you that title to the lands described as follows:
portions of the SW $\frac{1}{4}$, Section 29, T20N, R10E

formerly owned by Peter Jacobs, Ralph, S.D.

has been transferred to Ralph Olson, Ralph, S.D.

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 354-1 as provided for in Section 61.0127 of the 1960 Supplement to the South Dakota Code of 1939.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Office of Water Resources Commission as evidence of the change of ownership.

A fee of one dollar is hereto attached to cover filing fees as required under Section 61.0155 of the 1960 Supplement to the South Dakota Code of 1939.

STATE OF SOUTH DAKOTA)
) ss.
 County of Harding)

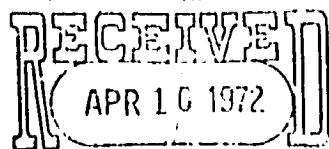
I, Ralph Olson being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true

Ralph Olson
 (Signed)

Suscribed and sworn to before me this 6 day of April, 19 72

M. R. Ham
 (Notary Public)

My commission expires Aug. 7, 1974



STATE WATER RESOURCES COMM.
 PIERRE, SOUTH DAKOTA

OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE