

533-1

1. Considered 3-15, 1961
2. Name of Applicant Vernon Odehewen
3. Post Office Address Valley
4. Amount of water claimed 1.07
5. Source of water supply Nine Mile Creek
6. Water to be used for irrigation
Acres to be irrigated 14.57
7. Water to be diverted and used in Myndus County about
5 S miles of Prater
8. Proof of Publication Received 12x
Not Received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

No. 533-1Water Division No. 1 BEUL FOUZHE RIVER District
(Blank to be filled by the Engineer for the W. R. C.)

FEB 2 1961

1:30 PM

STATE WATER RESOURCES
SOUTH DAKOTAAPPLICATION FOR PERMIT
To Appropriate Water within the State of South Dakota

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

1. Name of applicant VERNON OEDEKOVEN
 Postoffice address VALE, County BUTTE, State S. DAK.

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

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

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

2. Name of diversion work OEDEKOVEN IRRIGATION PROJECT # 2
 3. Amount of water claimed 1.07 cubic feet per second or 223.71 acre ft.
 4. Source of water supply NINE MILE CREEK
 5. Location of point of diversion SEE REMARKS SECTION
 _____ on _____ bank _____ County.
 6. Annual period or periods during which water is to be used YEAR AROUND
 7. To be used for:

1. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?
- GRAVITY

- (a) Number of acres to be irrigated
- 74.57
- acres

- (b) Legal subdivisions to be irrigated
- SEE REMARKS SECTION

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction of an acreage thereof, should be written out and 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 _____
-
- 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 450-1

8. Estimated cost of work:

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

(b) Pumping plant, \$.....

(c) Pumping, \$.....

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

Rock, \$.....

(e) Other structures

Dikes \$ 1000.00

Total, \$.....

9. Description of diversion works:

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

PLUGS AND DIKES

II. 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.....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.....

FAITH INDEPENDENT FAITH S. DAK.

STATE OF SOUTH DAKOTA

MEADE

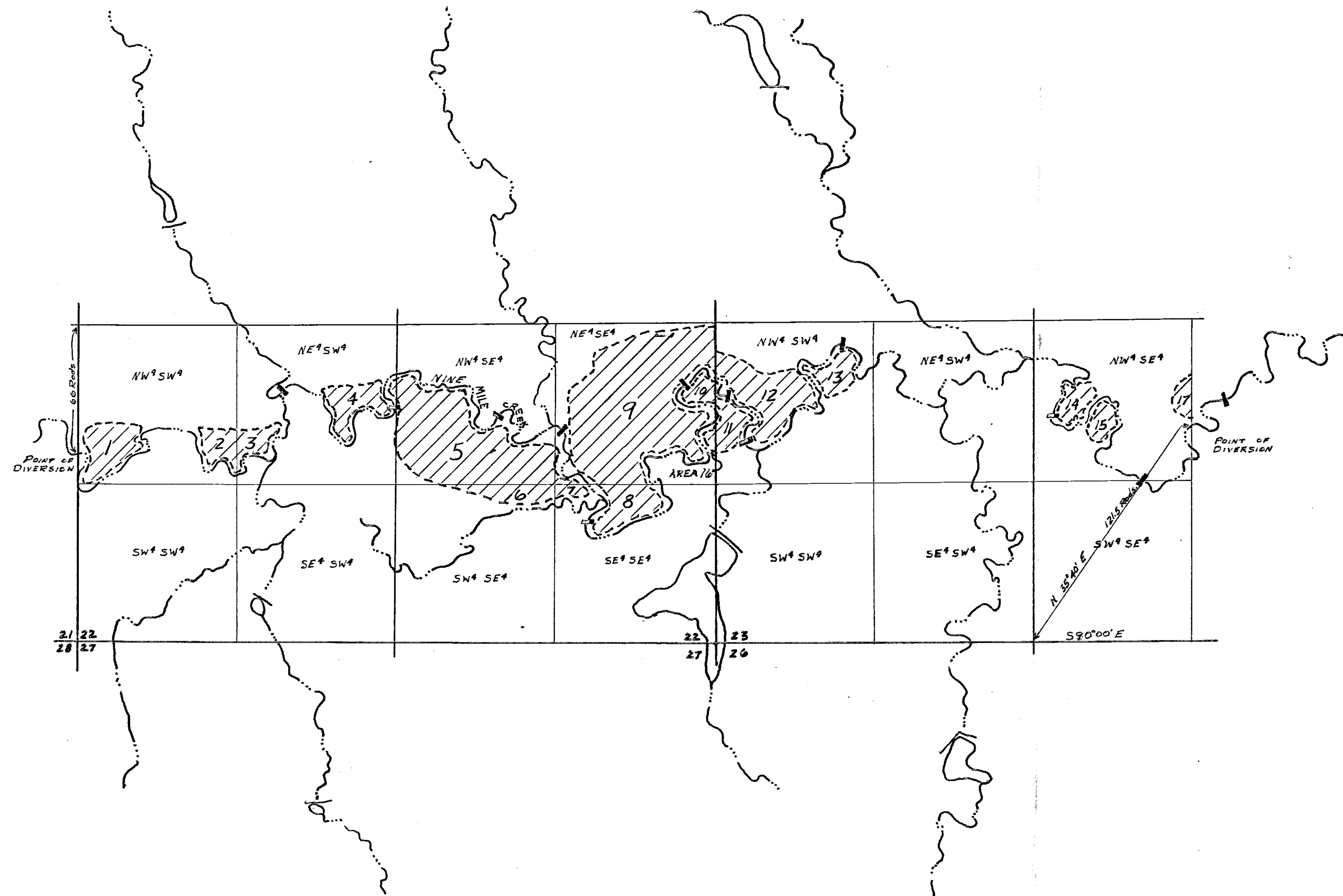
County of

VERNON OEDEKOVEN

I, VERNON OEDEKOVEN, 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

Vernon OedehovenSubscribed and sworn to before me this 27th day of January 1961My commission expires 12/7/61James Binney
Notary Public (or other qualified officer.)



CEDEKOVEN IRRIGATION PROJECT # 2

ALL LANDS DESCRIBED HEREIN ARE OWNED BY VERNON CEDEKOVEN.

SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE

I, MERIC D. GIGER, Registered Land Surveyor, do hereby certify that this map was made from field notes and aerial photographs of the area and that to the best of my knowledge, it correctly represents the lands involved and the locations indicated. IN WITNESS WHEREOF I have hereunto set my hand and official seal this 27 day of January, 1961.

Meric D. Giger
Registered Land Surveyor #1007

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE

On this 27 day of January, 1961, before me, James B. Kinney, the undersigned officer, personally appeared Meric D. Giger, known to me to be the person whose name is subscribed to the above written instrument and acknowledged that he executed the same for the purpose therein contained. IN WITNESS WHEREOF I have hereunto set my hand and official seal.

My commission expires 12/7/1962 James B. Kinney Notary Public

LOCATION OF LANDS TO BE IRRIGATED					
AREA	LOCATION	SEC.	T&R	RANGE	ACRES
1	NW 1/4 SW 1/4	22	7N	6E	3.64
2	NW 1/4 SW 1/4	22	7N	6E	1.72
3	NE 1/4 SW 1/4	22	7N	6E	1.52
4	NE 1/4 SW 1/4	22	7N	6E	2.83
5	NW 1/4 SE 1/4	22	7N	6E	16.97
6	SW 1/4 SE 1/4	22	7N	6E	2.53
7	SE 1/4 SE 1/4	22	7N	6E	0.91
8	SE 1/4 SE 1/4	22	7N	6E	3.33
9	NE 1/4 SE 1/4	22	7N	6E	25.56
10	NE 1/4 SE 1/4	22	7N	6E	1.11
11	NW 1/4 SW 1/4	23	7N	6E	1.52
12	NW 1/4 SW 1/4	23	7N	6E	6.47
13	NW 1/4 SW 1/4	23	7N	6E	2.12
14	NW 1/4 SE 1/4	23	7N	6E	1.62
15	NW 1/4 SE 1/4	23	7N	6E	1.21
16	NE 1/4 SE 1/4	22	7N	6E	0.30
17	NW 1/4 SE 1/4	23	7N	6E	1.01
TOTAL					74.57

SCALE: 8" = 1 MILE
IRRIGABLE.....
PLUGS.....

Remarks by State Water Resources Commission:

Diversion structures built under this permit must incorporate an uncontrolled by-pass tube not smaller than 8 inches in diameter to allow passage of low stream flows for downstream domestic use and prior water rights. The top of these outlet tubes must be located at least one foot below that elevation at which water would be diverted from the watercourse.

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota,

MAY 15

1961

This is to certify that the foregoing application was received by the Commission at 1:30 o'clock

p.m. upon the 2nd day of February 1961.

State Water Resources Commission

By:

for Chief Engineer, Executive Officer

Number of permit

533-1

Date of first receipt of application

February 2

1961

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

February 2

1961

Approved

MAY 10

1961

Recorded in Book

6

Page

242

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

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

November 10, 1963

2nd. The whole of said work is to be completed on or before

MAY 10

1961

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

MAY 10

1966

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 1.07 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 MAY 10, 1966; said water to be used during the following described annual period:

whenever available

Witness my hand this

15th

day of

MAY

1961

State Water Resources Commission

By:

Chief Engineer, Executive Officer

Certificate of Construction Issued

OCTOBER 6

1969

Water License Issued

OCTOBER 6

1969

Remarks by the Applicant:

LOCATION OF LANDS TO BE IRRIGATED					
AREA	LOCATION	SEC.	T. & R.P.	RANGE	ACRES
1	NW 1/4 SW 1/4	22	7N	6E	3.64
2	NW 1/4 SW 1/4	22	7N	6E	1.72
3	NE 1/4 SW 1/4	22	7N	6E	1.52
4	NE 1/4 SW 1/4	22	7N	6E	2.83
5	NW 1/4 SE 1/4	22	7N	6E	16.97
6	SW 1/4 SE 1/4	22	7N	6E	2.53
7	SE 1/4 SE 1/4	22	7N	6E	0.91
8	SE 1/4 SE 1/4	22	7N	6E	3.33
9	NE 1/4 SE 1/4	22	7N	6E	25.56
10	NE 1/4 SE 1/4	22	7N	6E	1.11
11	NW 1/4 SW 1/4	23	7N	6E	1.52
12	NW 1/4 SW 1/4	23	7N	6E	6.67
13	NW 1/4 SW 1/4	23	7N	6E	2.12
14	NW 1/4 SE 1/4	23	7N	6E	1.62
15	NW 1/4 SE 1/4	23	7N	6E	1.21
16	NE 1/4 SE 1/4	22	7N	6E	0.30
17	NW 1/4 SE 1/4	23	7N	6E	1.01
TOTAL					74.57

Water to be diverted between the following points;

66 rods South of the West $\frac{1}{4}$ Cor. of Sec. 22, and a point 121.5 rods from the South $\frac{1}{4}$ Cor. of Sec. 23 on a bearing of N35 40'E.

Period of use is given as year around to facilitate water storage.

Plugs shown are now in place, but layout for dikes and more plugs has not as yet been started.

Address any Engineering corrections to

GIGEAR SURVEYING

1054 PARK ST.

STURGIS

S. DAK.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. ... 533-1

(1) WHEREAS, On the 2nd day of February, A. D. 1961
Vernon Oedekoven

made Water Right Application No. 533-1 for a permit to use 1.07 cubic feet per second of the waters of Nine Mile Creek
 County of Meade, State of South Dakota, for irrigation
 purposes; and

(2) WHEREAS, On the 15th day of May, A. D. 1961

Permit No. 533-1, with a date of priority of February 2, 1961

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 10th day of May, A. D. 1966 and for the application to beneficial use of said water on or before the 10th day of May, A. D. 1966

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 1.07 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 described land: All in T7N, R6E

Section 22	N $\frac{1}{2}$ SW $\frac{1}{4}$	9.71 acres
	SE $\frac{1}{4}$	50.41 acres
Section 23	NW $\frac{1}{4}$ SW $\frac{1}{4}$	10.31 acres
	N $\frac{1}{2}$ SE $\frac{1}{4}$	4.14 acres
Total		74.57 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 Vernon Begekeven

of Vale, South Dakota

the holder _____ and owner _____ of said permit No. 533-1 a water right, dating from February 2, 1961
to use of 1.07 cubic feet per second of the waters
of Nine Mile Creek

in the County of Meade and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at Between points N. 35° 40' E., 121.5 rods from S½
Corner, Section 23, and S. 66 rods from W½ Corner, Section 22, T7N, R6E

and conduct to and upon portions of Sections 22 and 23, T7N, R6E, described on the face of
this licence

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 533-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 6th day of October A. D.
Nineteen Hundred and Sixty-nine

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

Form 15.

Permit No. 533-1

Water Diversion No. 1 Welle Fourche River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Vernon Oedekoven

_____ the holder _____ of
Permit No. 533-1, issued upon Application No. 533-1, bearing date of priority of February 2,
1961 authorizing the diversion of 1.07 cu. ft. per second of the waters of _____
Nine Mile Creek County of Neade, State of South Dakota at _____
Between points N. 35°40' E. 121.5 rods from the S½ Corner, Section 23,
and S. 66 rods from the W½ Corner, Section 22, T7N, R6E.
_____, 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. Said works are found in satisfactory
condition for diverting and conveying to the place of intended use 1.07 ft. per second of water.

Date October 6, 1969

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

Permit No. 533-1Water 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 VERNON
DEDEKOVEN of VIALE holder
of Permit No. 533-1, bearing date of priority of FEBRUARY 2, 1961
authorizing the diversion of 1.07 cu. ft. per second of the waters of NINE MILE CREEK
for IRRIGATION purposes, in MEADE 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:

5 LARGE PLUGS AND 7 SMALLER PLUGS
ACROSS CREEK W/ 8" TO 12" TUBES THRU
PLUGS

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

C. Works used to apply water to beneficial use.

SERIES OF SPREADER DICES AND DITCHES
TO DIVERT WATER TO PLATS ADJACENT TO
CREEK.

The system is in the following condition: GOOD.

The point of diversion is located BETWEEN CORNERS N35°40'E, 121.5 RODS FROM S'4 CORNER
SEC 23 AND S66 RODS FROM THE N'4 COR. SECTION 22, T7N, R6E

The works are capable of diverting and conveying to the place of use NINE MILE CREEK
cu. ft. per second of water which is to be used for IRRIGATION.

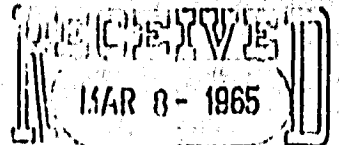
Water has been put to beneficial use to the maximum extent as follows: ALL IN T7N, R6E

SECTION 22	N ² SW ⁴	9.71 AC.
	SE ⁴	50.41 AC.
SECTION 23	NW ⁴ SW ⁴	10.31 AC.
	N ² SE ⁴	4.14 AC.

comprising a total of 74.57 acres of land.Date OCTOBER 2, 1969

Dustin Jones
(Signature)

WATER RIGHT SPECIALIST
WATER RESOURCES COMM.

Permit No. 533-1Water Division No. 1 Pell. River Water District STATE WATER RESOURCES COMM.**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.) Valley, S. Dak.(Date) Mar. 1, 1965

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

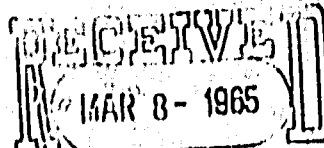
DEAR SIR: Notice is hereby given that on the 1 day of Mar.
1965, at Meade County of Valley State of South Dakota,
 before Digger Surveying (Examining Engineer or Officer) proof will be submitted of the application to beneficial use
 of 1.07 cubic feet per second of the waters of Nine Mile Creek
 In accordance with the terms and conditions of Permit No. 533-1
 heretofore issued by the Water Resources Commission of South Dakota.

- The name and postoffice address of the person or corporation holding said permit are
Vernon Oedehoven Valley, S. Dak.
- The use to which said water has been applied is Irrigation
- The amount applied to beneficial use is 1.07 cubic feet per second or 92371 acre ft
- The place where said water is used is (If for irrigation, give full and accurate description of the lands irrigated) N. 5 & W. 4 and S. 4 Section 22; N. 11 & S. 11 and N. 11 & S. 4 Section 23, all in T. 7N, R. 6E.
- The name of the canal or ditch or other works by which said water is conducted to such place of use is
Oedehoven Irrigation Project #2
- The right to take the water from such works is based upon permit No. 533-1
- The source of supply from which such water is diverted is Nine Mile Creek
- The date of priority which said user is prepared to establish is May 10, 1966.

(Sign) Vernon Oedehoven

Permit No. 533-1Water Division No. 1Belle Fourche River

Water District



STATE WATER RESOURCES COM.

NOTICE OF COMPLETION OF WORKS

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

(P. O.)

Valle, S. Dak.

(Date)

Mar. 1, 1965

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 water

1.07 cu. ft. per second of the waters of the state from Meade M. & G. Ch.
through the Odehoren Irrigation Project #2

for Irrigation purposes

Irrigation 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 Vernon Odehoren

2. The postoffice address of such person or the place of business of such corporation is Valle

County of

Meade

State of

S. Dak.

3. The number of such permit is 533-1 and the date set for the completion of such work is

May 10, 1966

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 1.07 or 293.71 acre ft cubic feet per second.

6. The amount of land for which said water is available is 74.57 acres,
particularly described as follows: 66 Rods South of the west 1/4 Cor. of Sec. 22

and a point 121.5 rods from the south 1/4 Cor. of Sec. 23 of a bearing
of N 25 40' E. & N 1/4 S. 1/4 and S. E. 1/4, Section 22; N 1/4 and S. 1/4
and NW 1/4 S. E. 1/4 Section 23, all in T. 7 N.; R. 6 E.

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

(Signature of Owners)

Vernon Odehoren

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Meade } ss.

Morris G. Hallock being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the

Black Hills Press a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the city of Sturgis County of

Meade and State of South Dakota; that the said notice was published in said newspaper on the following dates:

February 18, 1961

February 25, 1961

March 4, 1961

March 11, 1961

In each and every issue of the full number thereof, the first publication being made on the 18 day of Feb. 1961 and the last publication on the 11 day of March 1961, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was the printer and publisher of the said newspaper.

Morris G. Hallock

Subscribed and sworn to before me this 14 day of March A. D. 1961.

B. Lee

Notary Public Meade County, S. D.

Bob Lee, My Commission Expires
April 12, 1963

APPROPRIATION OF WATER
Office of State Water
Resources Commission,
Pierre, S. D.

February 14, 1961

Notice is hereby given that Vernon Odekoven whose office address is Vale, E. 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 1.07 cubic feet of water per second of time from Nine Mile Creek through the Odekoven Irrigation Project No. 2, the point of diversion of which is to be located on both banks of said stream between a point in the NW 1/4 SW 1/4, Section 22, and a point in the NW 1/4 of the SW 1/4 of Section 22, Twp. 7N, Range 6E. Said water to be used for the purpose of providing irrigation on portions of the following described land: NW 1/4 SW 1/4 and SE 1/4, Section 22; NW 1/4 SW 1/4 and NW 1/4 SE 1/4, Section 22, all in T.7N R.6E.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 15th day of March, 1961, 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: Burton F. Jones,
Water Right Specialist
Press Feb. 14-25 - March 4-11

MAR 20 1961

STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

(First Publication) on or before February 18, 1961

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., February 11, 1961

Notice is hereby given that Vernon Oedekevan whose postoffice address is Vale 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 1.07 cubic feet of water per second of time from the Nine Mile Creek through the Oedekevan Irrigation Project # 2 the point of diversion of which is to be located on the both between a point in the NW 1/4 SW 1/4 Section 22, and a point banks of said stream in the NW 1/4 of the SE 1/4 of Section 23 Twp. 7N Range 6E. Said water to be used for the purpose of providing irrigation on the following described land:

N 1/2 SW 1/4 And SE 1/4, Section 22; NW 1/4 SW 1/4 and NW 1/4 SE 1/4, Section 23, all in T. 7N, R. 6E.

~~and for~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 15th day of March, 1961 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.

CC: Morris G. Hallock-Publisher
Black Hills Press
Sturgis, South Dakota

State Water Resources Commission

By:

~~Chief Engineer & Executive Officer~~
BURTON F. JONES
Water Right Specialist

OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE