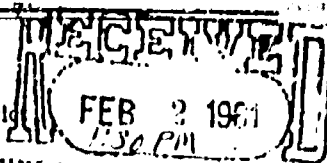


534-1

1. Considered 2-15, 1966
2. Name of Applicant Alvin Taylor
3. Post Office Address Waco
4. Amount of water claimed 1.85
5. Source of water supply Alvin Taylor Canal
6. Water to be used for irrigation
Acres to be irrigated 59.3
7. Water to be diverted and used in DeWitt County about
5.2 miles Waco of Waco
8. Proof of Publication Received
Not Received
9. Application Approved
Subject to
Not approved
Action deferred
10. Remarks:

No. 534-1Water Division No. 1 BELLE FOURCHE RIVER District
(Blanks to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COUNCIL
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 ALLEN 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 #3
 3. Amount of water claimed 0.84 cubic feet per second or 177.09 acre ft.
 4. Source of water supply FINE 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
- 59.03
- acres.

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

(NOTE--A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written 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 451-1

8. Estimated cost of work.

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

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

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

(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	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. DAY

STATE OF SOUTH DAKOTA

MEADE

County of

ALLEN ODELOVEN

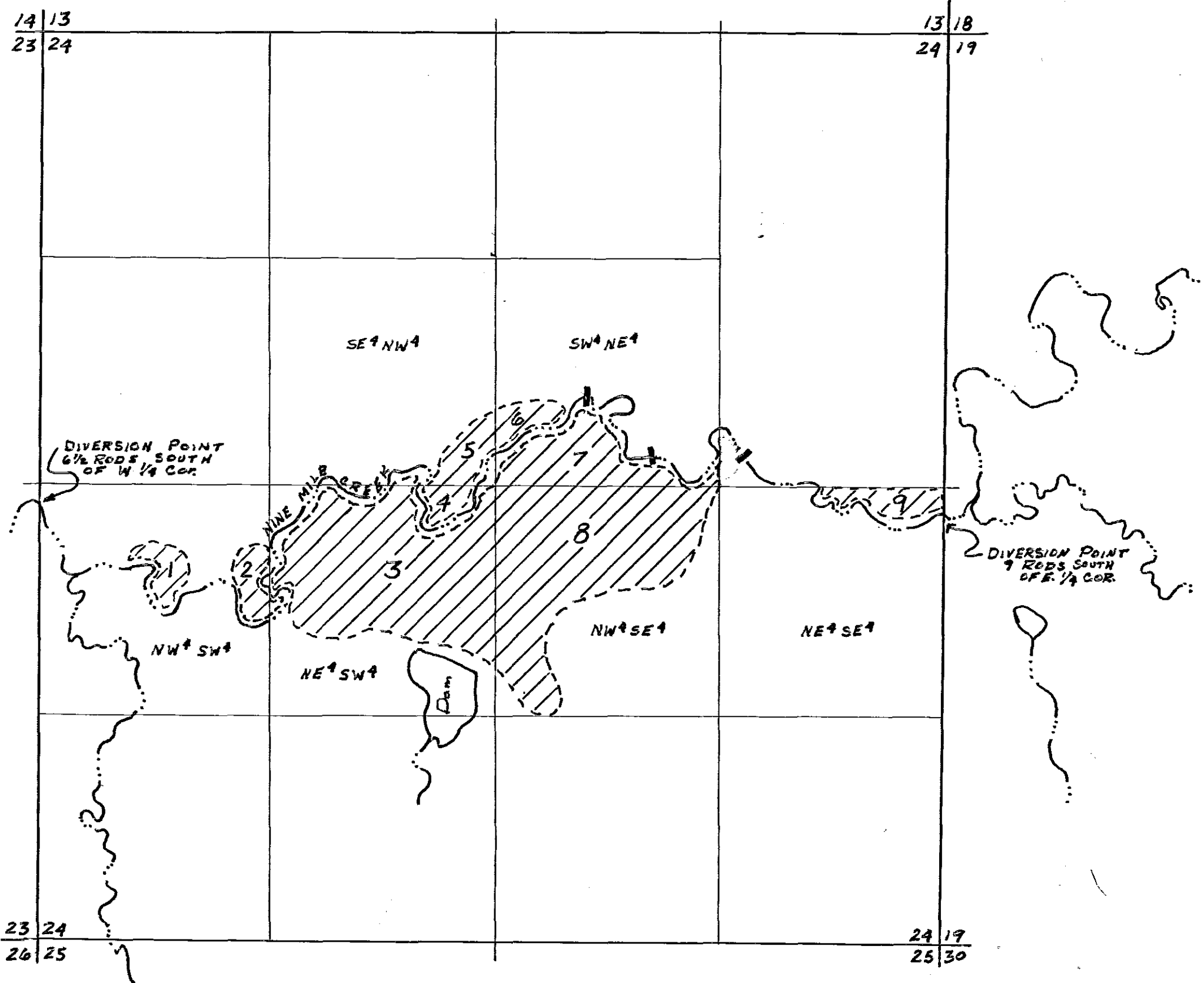
I, ALLEN ODELOVEN, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed Allen Odoloven

Subscribed and sworn to before me this 27th day of JANUARY 1961

My commission expires 12/7/68

James O. Kinney
Notary Public (or other qualified officer.)



SCALE: 8" = 1 MILE
(FROM AERIAL)

IRRIGABLE
PLUS
N

LOCATION OF LANDS TO BE IRRIGATED					
AREA	LOCATION	SEC.	T.SHP	RANGE	ACRES
1	NW 1/4 SW 1/4	24	7N	6E	1.56
2	NW 1/4 SW 1/4	24	7N	6E	1.76
3	NE 1/4 SW 1/4	24	7N	6E	21.27
4	NE 1/4 SW 1/4	24	7N	6E	0.88
5	SE 1/4 NW 1/4	24	7N	6E	2.34
6	SW 1/4 NE 1/4	24	7N	6E	1.56
7	SW 1/4 NE 1/4	24	7N	6E	5.88
8	NW 1/4 SE 1/4	24	7N	6E	21.66
9	NE 1/4 SE 1/4	24	7N	6E	2.05
TOTAL					59.03

OEDEKOVEN IRRIGATION PROJECT #3

ALL LANDS DESCRIBED HEREIN ARE OWNED BY ALLEN OEDEKOVEN.

SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE)

I, MERIC D. GIGEAR, 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. Giegar
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. Giegar, 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 12/7/1968 *James B. Kinney* Notary Public

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 prime 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:

Burton Jones
for Chief Engineer, Executive Officer

Number of permit 5341

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 243

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, 1966

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 .84 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:

W. O. Pinner
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'SEP	RANGE	ACRES
1	NW 1/4 SW 1/4	24	7N	6E	1.56
2	NW 1/4 SW 1/4	24	7N	6E	1.76
3	NE 1/4 SW 1/4	24	7N	6E	21.27
4	NE 1/4 SW 1/4	24	7N	6E	0.98
5	SE 1/4 NW 1/4	24	7N	6E	2.34
6	SW 1/4 NE 1/4	24	7N	6E	1.56
7	SW 1/4 NE 1/4	24	7N	6E	5.85
8	NW 1/4 SE 1/4	24	7N	6E	21.66
9	NE 1/4 SE 1/4	24	7N	6E	2.05
TOTAL					59.03

Water to be diverted between the following points;

6 1/2 rods South of the West 1/4 Cor. Sec. 24 T7N R6E B.H.M. and
9 rods South of the East 1/4 Cor. Sec. 24 T7N R6E B.H.M.

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. ... 534-1

(1) WHEREAS, On the 2nd day of February A. D. 19 61
Allen Oedekoven

made Water Right Application No. 534-1 for a permit to use .84 cubic feet per second of the waters of Nine Mile Creek

County of Beade, State of South Dakota, for irrigation
 purposes; and

(2) WHEREAS, On the 15th day of May A. D. 19 61

Permit No. 534-1, 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. 19 65 and for the application to beneficial use of said water on or before the 10th day of May A. D. 19 66

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert .84 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,

to irrigate the following land in Section 24, T7N, R6E

NW $\frac{1}{4}$ SW $\frac{1}{4}$	3.32 acres
NE $\frac{1}{4}$ SW $\frac{1}{4}$	22.25 acres
SE $\frac{1}{4}$ NW $\frac{1}{4}$	2.34 acres
SW $\frac{1}{4}$ NE $\frac{1}{4}$	7.41 acres
NW $\frac{1}{4}$ SE $\frac{1}{4}$	21.66 acres
NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.05 acres
Total	59.03 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 Allen Gadekoven

of Valle, South Dakota

the holder _____ and owner _____ of said permit No. 534-1 a water right, dating from February 2, 1961

to use of .86 cubic feet per second of the waters

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 between points 6.5 rods S. of the NW Corner and 9.0

rods S. of the E½ corner, and at a dam approx. 1100 feet S. of the Center,

Section 24, T7N, R6E

and conduct to and upon a portion of Section 24, T7N, R6E, described on the face of this

License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 534-1 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. GRDIES

Form 15.

Permit No. 534-1

Water Diversion No. 1 Belle Fourche River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Allen Oedekoven

_____ the holder _____ of
Permit No. 534-1, issued upon Application No. 534-1, bearing date of priority of February 2,
1961 authorizing the diversion of .84 cu. ft. per second of the waters of _____
Nine Mile Creek County of Meade, State of South Dakota ~~xxx~~
between points 6.5 rods S. of the W $\frac{1}{2}$ corner and 9.0 rods S. of the E $\frac{1}{2}$ Corner,
and from a point 1100 feet S. of the center of Section 2 $\frac{1}{2}$ T7N, R6E
_____, for irrigation

purposes, has a 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 .84 cu. ft. per second of water.

Date October 6, 1969

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

Permit No. 534-1Water 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 ALLEN
DEDEKOVEN of VALE holder
of Permit No. 534-1, bearing date of priority of FEBRUARY 2, 1961
authorizing the diversion of .84 cu. ft. per second of the waters of NINE MILE CREEK
for IRRIGATION purpose, 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 MINOR PLUGS ON NINE MILE CREEK W/ 12" & 15"
TUBES THRU DIKES

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

DITCH APPROX. 1/4 MILE LONG FROM STOLK DAM
ON S. SIDE OF CREEK. 15" CAMP TUBE THROUGH
DAM W/ HEADGATE - DAM APPROX. 6 SURFACE ACRES -
ABOUT 20' HIGH AT CENTER OF DAM.

C. Works used to apply water to beneficial use.

SMALL DIKES AND DITCHES TO SPREAD WATER
ON FLATS ADJACENT TO CREEK

The system is in the following condition: GOODThe point of diversion is located BETWEEN POINTS 6.5 RODS S OF THE W 1/4

CORNER AND 9.0 RODS S OF THE E 1/4 CORNER, SECTION 24, T7N, R6E
DAM APPROX 1100' S OF CENTER, SECTION 24, T7N, R6E

The works are capable of diverting and conveying to the place of use FLOW OF CREEKcu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows. ALL IN SEC. 24, T7N, R6E

NW ¹ SW ⁴	3.32 AC.	NW ¹ SE ⁴	21.66 AC.
NE ¹ SW ⁴	22.25 AC.	NE ¹ SE ⁴	2.05 AC.
SE ¹ NW ⁴	2.24 AC.		
SW ¹ NE ⁴	7.41 AC.		

comprising a total of 59.03 acres of land.Date OCTOBER 1, 1969

Dwight Jones
(Signature)

WATER RIGHT SPECIALIST
WATER RESOURCES COMM.

RECEIVED
JAN 6 1966

Water Division No. 1 Belle Fourche River Water District 1 STATE WATER RESOURCES COMMISSION

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.

(i², 0.)

(Date)

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 -----

0.84 cu. ft. per second of the waters of the state from new well
through the Celebration Irrigation Project #3
for Irrigation purposes

----- In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Allen C. DePover

2. The postoffice address of such person or the place of business of such corporation is Wale
County of Meade State of S. Dak.

3. The number of such permit is 334-1 and the date set for the completion of such work is _____

4. Said water to be used for irrigation purposes.

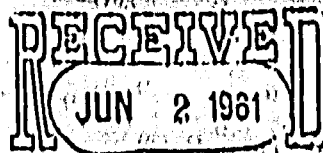
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 0.84 cubic feet per second.

6. The amount of land for which said water is available is 59.03 acres,
particularly described as follows: all in T7N R6E

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

(Signature of Owners)

P.S. I thought I would send this in as I may forget about
by next spring, you can look this over any time it is convenient
for you

Permit No. 534-1Water Division No. 1Water District Rolla

Notice of Application of Water to Beneficial Use

STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

(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.)

Valle, S. Dakota

(Date)

May 30, 1961

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

DEAR SIR: Notice is hereby given that on the

30th

day of

May

19

61

at

Valle

County of

Meade

State of South Dakota,

before

J. H. James
(Examining Engineer or Officer)

proof will be submitted of the application to beneficial use

of

84

cubic feet per second of the waters of

Nine Mile Creek

in accordance with the terms and conditions of Permit No.

534-1

heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are

Allen
L. Oedekeoven, Valle, South Dakota

2. The use to which said water has been applied is

to irrigate alfalfa
fields & wild hay bottoms

3. The amount applied to beneficial use is

as much as creek yields

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)

Between 6 1/2 rods S. of the W 1/4 corner
section 24 T1N R6E B1M and 9 rods
S of the E 1/4 cor. Sec. 24 T1N R6E B1M

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

Nine Mile Creek

6. The right to take the water from such works is based upon permit No.

534-1

7. The source of supply from which such water is diverted is

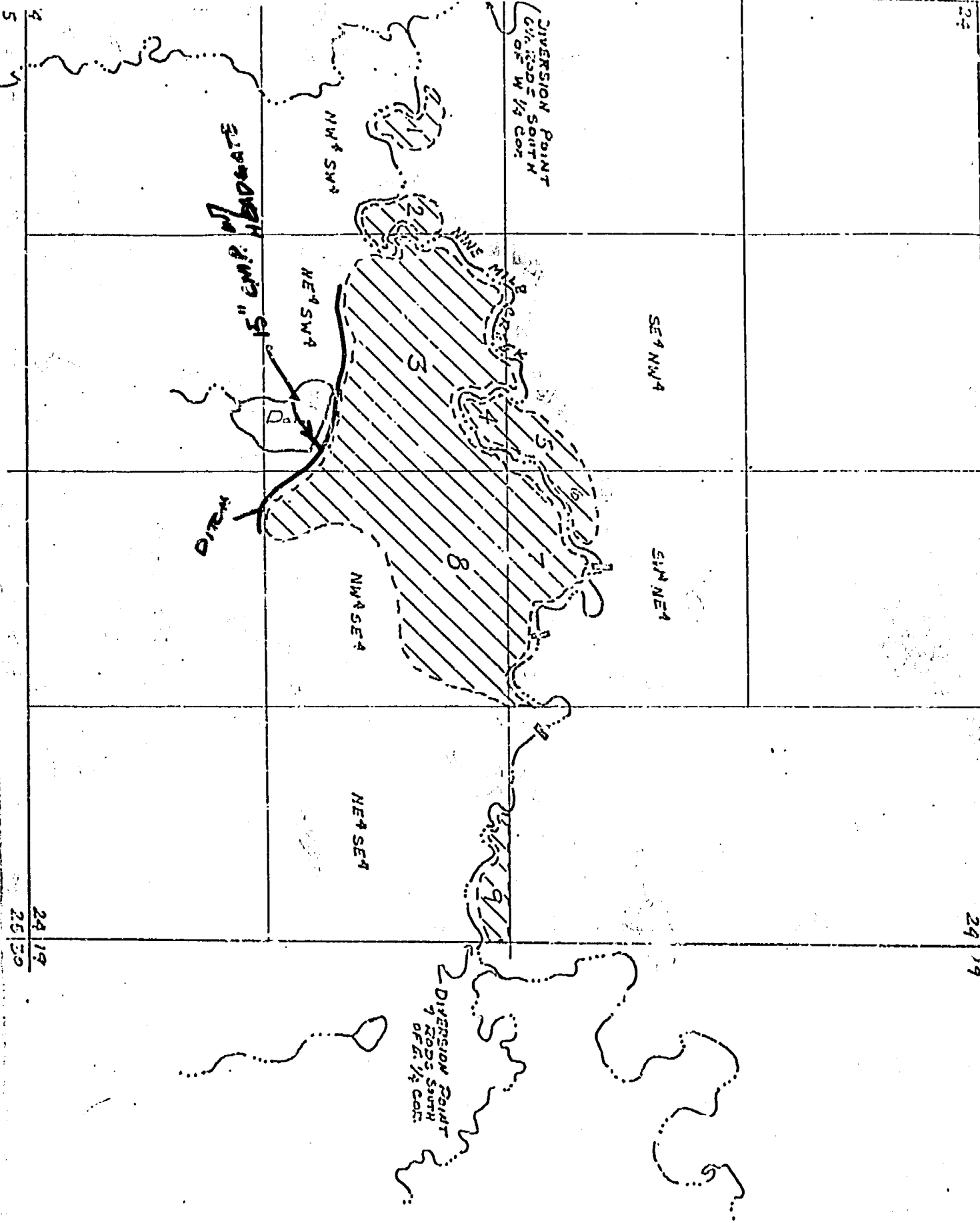
Nine Mile Creek

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

February 2, 1961

(Sign)

Allen Oedekeoven



SCALE:
(F CM
IRRIGACI
PLUG.....

**OVERSIZE
DOCUMENT IS
SUPPLEMENTARY
TO MICROFILM FILE**

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, 1961February 25, 1961March 4, 1961March 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

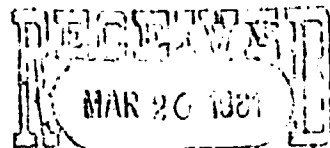
No. 534-1
APPROPRIATION OF WATER
Office of State Water
Resources Commission,
Pierre, S. Dak.
February 14, 1961

Notice is hereby given that Allen Oedekoven whose post-office 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 .84 cubic feet of water per second of time from Nine Mile Creek through the Oedekoven Irrigation Project No. 1, the point of diversion of which is to be located on both banks of said stream between a point in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 24, and a point in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 24, Twp. 7N, Range 6E. Said water to be used for the purpose of providing irrigation on portions of the following described land: SW $\frac{1}{4}$; SW $\frac{1}{4}$ -NE $\frac{1}{4}$ and N $\frac{1}{4}$ SE $\frac{1}{4}$, Section 24, 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 18th day of March, 1961, at 1:00 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

STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTASubscribed and sworn to before me this 14 day of March A. D. 1961BahhuNotary Public Meade County, S. D.

Bob Lee, My Commission Expires

April 12, 1961

on or before **February 18,** 19**61**
(First Publication _____, 19____)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., **February 14,** 19**61**

Notice is hereby given that **Allen Oedekoven** 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 **.84** cubic feet of water per second of time from the **Nine Mile Creek** through the **Oedekoven Irrigation Project #3** 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 **SE** $\frac{1}{4}$ of Section **24** Twp. **7N** Range **6E** Said water to be used for the purpose of providing irrigation on the following described land:

SW $\frac{1}{4}$: SW $\frac{1}{4}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 24, T 7N; R 6E.

~~XXXXXX~~ ~~XXXXXXXXXX~~

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**, 19**61**, 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 B. Hallock-Publisher**
Black Hills Press
Sturgis, South Dakota

State Water Resources Commission

By:

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

Rt #1
Box 64

RECEIVED
OCT 16 1961

STATE WATER RESOURCES COMM
PIERRE, SOUTH DAKOTA

Vale, S. Dak
Oct. 12, 1961

Dear Sirs,

I have run into quite a problem down here with one of my Dikes. The U.S. D.A. office of Sturgis came out and stake it then after they stake it they informed me that a Dike couldn't be next to a fence they said a Dike has to be 10 rods back from the fence. I looked at our today and it don't look like this Dike can be moved back 10 rods as it will be right in the spillway. I met with the District Board up here when they met Oct 4 and they said that to get a easement from

my neighbor down the creek so
went down to see Oliver Canole
and told him I would put in a 18
inch culvert. He would give me
a permit. I would like to
look it over, and would stop and see
me. He never did show up so don't
suppose he is going to sign it.

What I want to know are you
going to let them get away with
this rulling. they made one about
a 12 ipe being 10 rods back from
the fence or what is going to be
done about it. If you plan on it
being done that way I am going
to tell you one thing this
water right isn't going to be worth
the paper it is printed on as
I won't be able to flood much down east
of me here. I also wanted to tell you
that there is a section done between
us and that the dirt from the

back of the Dike all falls on
my Dads ground that is where
I am trying to build the Dike.

I sure would like to get this
Dike built in Oct. so please let
me know as soon as you can
if anything can be done about
this so I can get payment for
this Dike and also can put it
along the fence.

Respectfully Yours
Allen Odehoven
Vale,
S. Oak.

P.S. I plan on stopping Monday
and see if Oliver will sign this
Easment so will let you know if
he does

October 23, 1961

Mr. Allen Oedekoven
Rt. #1 Box 64
Vale, South Dakota

Dear Mr. Oedekoven;

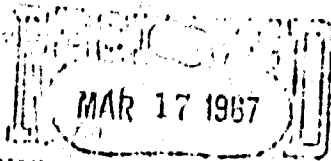
I have read your letter of October 12, 1961. While I can agree with your desire to get the work done in October, it does not seem to me that you can legally change the course of water on your neighbor's land without obtaining an easement from him. Water right permits do not include such arrangements which you must make with your neighbor.

In any case the ASO has specified that dikes must be constructed at least 10 rods from a fence, if the dike is constructed under a Federal Aid Program. The Water Resources Commission does not rule in any way on this type of Federal Aid Specification.

Sincerely,

J.W. GRIMES
Chief Engineer and
Executive Officer

JWG/DD/bw



STATE WATER RESOURCES COM.
PIERRE SOUTH DAKOTA

Vale, S. Dak
Mar. 14 1967

Dear Sir,

I was wondering if I could get a water right on the dam out south west of my house. I thought maybe I could use it for irrigating alfalfa. I want to put a pipe in the bottom of the dam ^{bank} so I can open it up and let it on the alfalfa. I have been pumping out of this Dam since 1960 so don't see how reason why I can't get a water right, they told me in Sturgis here that maybe it could be added to my present water right. I will draw a picture on the back of here where the dam lays at from the house.

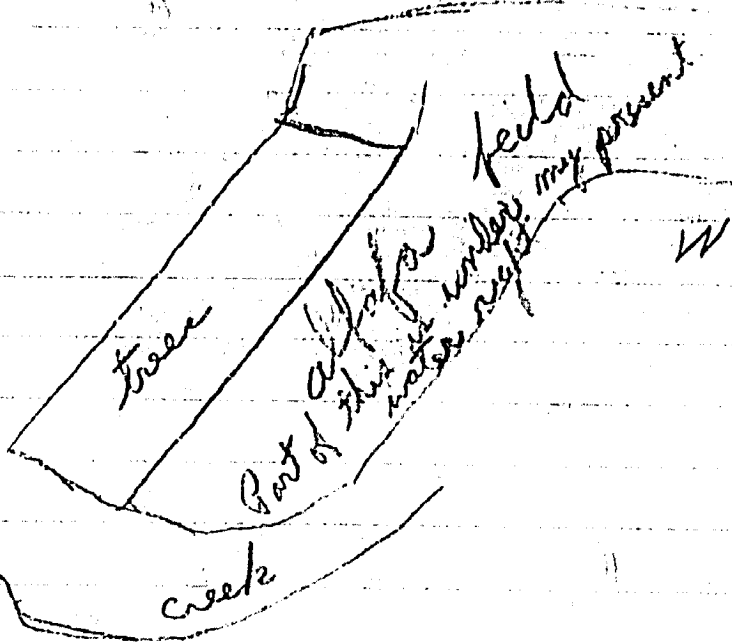
Respectfully Yours
Allen O. Eickoven
Box 64 Route # 1
Vale, S. Dak

5

went this added
to my water right



E



House

N

534-1

March 21, 1967

Mr. Allen Oedekoven
Box 64, Route #1
Vale, S.D. 57788

Dear Mr. Oedekoven:

Reference is made to your letter of March 14, 1967, inquiring if you can get a water right on a dam located southwest of your house.

Enclosed is a portion of your water right map. A red arrow indicates a dam that seems to be the same dam mentioned in your letter. If so, this dam is considered to be under your water permit No. 534-1 and you can pump from it, or put a pipe through the bottom of the dam to withdraw the water.

You should keep your water right current on this dam and if you do put a pipe through the dam, notify this office so it may be so noted in your water right file.

Sincerely,

JW. GRIMES

JWG/bw

Encl: As stated

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

RECEIVED

NOV 15 2012

WATER RIGHTS
PROGRAM

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 534-1Date: 11.12.12I/We request that Water Right/Permit No. 534-1 formerly owned by:Allen Oedekeoven

be transferred to:

New Owner Name:

Rena & Scott Hyman

Address:

19646 Nine Mile Road

City, State, Zip

ValeSD57788Telephone No. 605.391.5701

Title to the following described land(s)/property has been transferred as described above:

Of Section 24 of the Township 7 North, Range 6 East :
Northwest Quarter, Southwest Quarter, West Half of Southeast
Quarter and West Half of the Northeast Quarter and the East
Half of the Southeast Quarter.

Of Section 19 of Township 7 North, Range 7 East : Lots 3 & 4, East Half
of Southwest Quarter & West Half of South
East Quarter

☒ I understand that the validity of Water Right/Permit No. 534-1 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Fifty Dollars (\$50.00) is included to cover the filing fee as required by SDCL 46-2-13.

I, Rena Hyman, the new owner, certify that the above information is true and correct.


(signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 11/16, 20 12

RECEIVED OF Rena Hyman 19646 Nine Mile Rd Vale SD 57788

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	50	00
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 _____ 534-1		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. **05693**

By Valerie Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

November 20, 2012

534-1

Rena & Scott Hymans
19646 Nine Mile Rd
Vale SD 57788

Dear Mr. & Mrs. Hymans

I am writing to acknowledge receipt of the transfer form and filing fee you submitted for changing ownership on Water Right No. 534-1. The ownership change has been completed. The water right formerly held by Allen Oedekoven is now listed in your names.

One thing I wanted to go over with you is the legal description you wrote on the transfer form. The description you listed covers more land than what the water right authorizes. This is fine as long as the additional land described is not irrigated land. If the additional land is irrigated, a new water permit will need to be obtained if it is not covered under a separate water right. Enclosed is a copy of Water Right No. 534-1.

I found another water right in the same vicinity as what was transferred and am including a copy for your review (No. 535-1). Let me know if this one should be transferred too.

Enclosed for your records is Receipt No. 05693 in the amount of \$50.00. If you have any questions, please contact me.

Sincerely,

A handwritten signature in black ink that reads "Genny McMath". The signature is written in a cursive, flowing style.

Genny McMath
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures