

1. Considered 9-13, 19 61 585-1
2. Name of Applicant Kenneth B. Johnson
3. Post Office Address Valle

4. Amount of water claimed 2.9
5. Source of water supply California Creek

6. Water to be used for irrigation
Acres to be irrigated 703.8

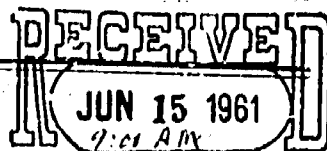
47. 9.1 Water to be diverted and used in Myrtle County about 9.1 miles _____ of _____

8. Proof of Publication Received ☒ ~~Not Received~~
Not Received _____

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

10. Remarks:

See Protest



No. 585-1
BELE FOURCHE
RIVER

Water Division No. 1
 (Blanks 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 Kenneth B. Johnson
 Postoffice address Vale, County Meade, 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 Kenneth Johnson Irrigation Project No. 1

3. Amount of water claimed 2.9 cubic feet per second App. 200 Aug. 11

4. Source of water supply Cottonwood Creek (Dry, 12 years)

5. Location of point of diversion See inset of attached map

from the SW Corner, Section 24, T1N R5E on both bank Meade County.

6. Annual period or periods during which water is to be used Self operating when cases flows

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity

(a) Number of acres to be irrigated 203.8 acres.

(b) Legal subdivisions to be irrigated Eight (See attached sheet)

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

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

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

(a) Nature of use

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

497-1
 MAP No. 470

8. Estimated cost of work:

(a) Head Gates, \$500

(b) Pumping plant, \$

(c) Fluming, \$

(d) Canal-earth, \$

Rock, \$

(e) Other structures Diversions Ditches \$1000

Total, \$

9. Description of diversion works:

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

Diversions and Spreader ditches from dry draw

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 reduction in size are made.)

10. Time required for completion of work _____ years.

11. Time required for complete application of water to the proposed beneficial use _____ years.

12. Choice of newspaper for publication of notice of intention to appropriate _____
Sturgis Tribune & Black Hills Press - Sturgis, S.D.

STATE OF SOUTH DAKOTA

County of Meade ss.

I, Kenneth B. Johnson, 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 Kenneth B. Johnson

Subscribed and sworn to before me this 14th day of June 1961

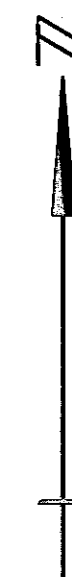
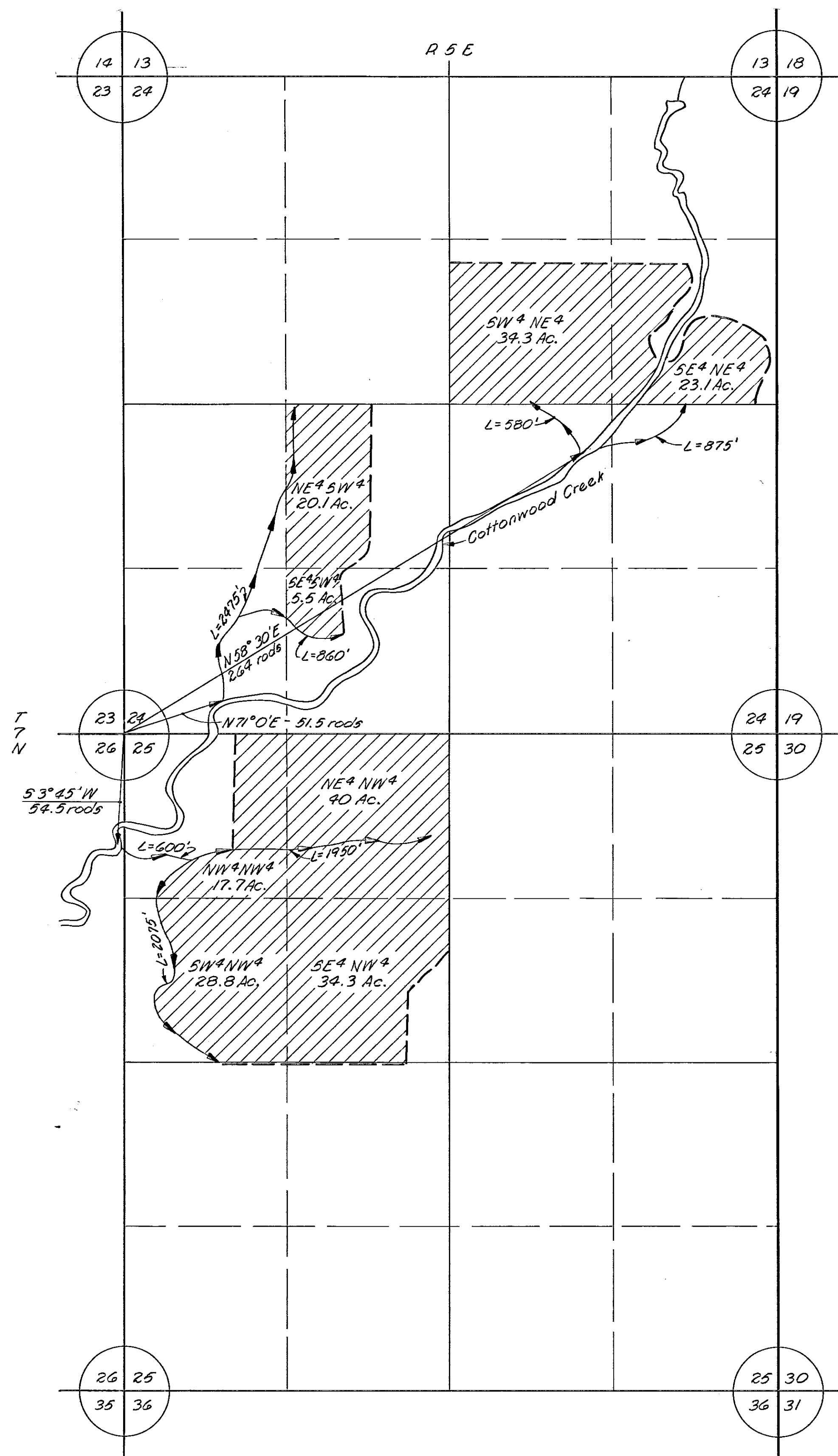
My com. expires Sept 6-1962
Notary Public (or other qualified officer)
Kathleen Schubert
S.D.

*Each diversion must have a headgate or measuring device.

NOTARY PUBLIC
STATE OF SOUTH DAKOTA

Location of land to be irrigated

Location	Section	Township	Range	Acres
SW ¹ NE ¹	24	7N	5E	34.3
SE ¹ NE ¹		7N	5E	23.1
NE ¹ SW ¹		7N	5E	20.1
SE ¹ SW ¹		7N	5E	05.5
NW ¹ NW ¹	25	7N	5E	17.7
NE ¹ NW ¹		7N	5E	40.0
SW ¹ NW ¹		7N	5E	28.8
SE ¹ NW ¹		7N	5E	34.3
				total 203.8



LEGEND

Land to be irrigated

Diversion ditch

All lands described are owned by Kenneth Johnson

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
SW 1/4 NE 1/4	24	7N	5E	34.3
SE 1/4 NE 1/4	24	7N	5E	23.1
NE 1/4 SW 1/4	24	7N	5E	20.1
SE 1/4 SW 1/4	24	7N	5E	05.5
NW 1/4 NW 1/4	25	7N	5E	17.7
NE 1/4 NW 1/4	25	7N	5E	40.0
SW 1/4 NW 1/4	25	7N	5E	28.8
SE 1/4 NW 1/4	25	7N	5E	34.3
TOTAL				208.8

SURVEYOR'S CERTIFICATE

I, Harlan G. Collins, DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE Kenneth Johnson Tract Project No. 1 AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE Elk Creek SOIL CONSERVATION DISTRICT.

SIGNATURE: Harlan G. Collins

TITLE: Civil Engineer

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 21 DAY OF Sept, 1967, A.D.

Josephine Duggan
NOTARY PUBLIC
MY COMMISSION EXPIRES 3/15, 1967.

Scale: 1" = 660'

KENNETH JOHNSON IRRIGATION PROJECT NUMBER 1

Meade County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed	Date	Approved by
Drawn		Title
Traced		Title
Checked	3/10/59	Sheet No. 1 of 1

MAP No. 497-1 (APPL No. 585-1)

Remarks by State Water Resources Commission:

Storage of water for future use or change in the watercourse are not allowed under this permit.

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota, November 20, 1961

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

a.m. upon the 15th day of June, 1961.

State Water Resources Commission

By:

Chief Engineer, Executive Officer

Number of permit

585-1

Date of first receipt of application

June 15

1961

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

Date of receipt of corrected application

June 15

1961

Date from which applicant may claim right

Approved November 9, 1961, Recorder in Book

7

Page

4

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

June 9, 1964

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

November 9, 1966

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

November 9, 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 injurious, affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed 2.9 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 November 9, 1966; said water to be used during the following described annual period:

whenever runoff occurs

Witness my hand this 20th day of November, 1961.

State Water Resources Commission

By:

Chief Engineer, Executive Officer

Certificate of Construction Issued

July 14, 1967

Water License Issued

July 14, 1967

STATE OF SOUTH DAKOTA

WATER LICENSE No. 585-1

WHEREAS, On the 15th day of June A. D. 1961

Kenneth B. Johnson

of Vale County of Meade and State of South Dakota duly made application (No. 585-1) to us for a permit to use 2.9 cubic feet per second of the waters of Cottonwood Creek County of Meade, State of South Dakota, for irrigation purposes; and

WHEREAS, On the 9th day of November A. D. 1961 Permit No. 585-1 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 9th day of November A. D. 1966 and for the application to beneficial use of said water on or before the 9th day of November A. D. 1966 and,

WHEREAS, On the 19th day of April A. D. 1967 the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.9 cubic feet per second of said waters, as evidenced by our Certificate No. 585-1 dated July 14, 1967 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 2.9 cubic feet per second of water, with date of priority of June 15, 1961 and,

WHEREAS, On the 19th day of April A. D. 1967 proof was duly made of the application for beneficial use of 2.9 cubic feet per second of said water; for irrigating 203.8 acres in portions of Sections 24 and 25, T7N, R5E.

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 Kenneth P. Johnson
of Vale the holder... and owner... of said permit No. 565-1
a water right, dating from June 15, 1961 to the use of 2.9
cubic feet per second of the waters of Cottonwood Creek
in the County of Meade and State of South Dakota, or so much thereof as may be
necessray for the purposes hereinbelow mentioned, to be diverted at between points in the NW 1/4
Section 25, and in the NW 1/4 SE 1/4 Section 24, T7N, R5E
and conducted to and upon portions of Sections 24 & 25, T7N, R5E more specifically
x described in the Certificate of Completion of Works

for the purpose... of irrigation, subject to any limitations listed in the
permit to appropriate water, and

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 laterai from
which such water may be taken, when such rules and regulations have for their object the economical use of such
water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 14th day of July A. D. Nineteen
Hundred and Sixty-seven.

State Water Resources Commission

By:

J.W. GRIMES, Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

In Book _____ of _____ Page _____

Permit No. 585-1

BELLE FOURCHE

Water Division No. 1 RIVER Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, that Kenneth R. Johnsonof Vale, County of Meade, and State ofSouth Dakota, the holder of Permit No. 585-1, issued upon ApplicationNo. 585-1, bearing date of priority of June 15, 1961, authorizing the diversion of2.9 cu. ft. per second of the waters of Cottonwood CreekCounty of Meade, State of South Dakota, at between a point in theNW 1/4 NW 1/4 Section 25, and in the NW 1/4 SE 1/4, Section 24, T7N, R4E.for irrigation

purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use 2.9 cu. ft.

per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows,

to-wit: All in T7N, R5E

Section 24	SW 1/4 NE 1/4	34.3 acres
------------	---------------	------------

	SE 1/4 NE 1/4	23.1 acres
--	---------------	------------

	NE 1/4 SW 1/4	20.1 acres
--	---------------	------------

	SE 1/4 SW 1/4	5.5 acres
--	---------------	-----------

Section 25	NW 1/4 NW 1/4	17.7 acres
------------	---------------	------------

	NE 1/4 NW 1/4	40.0 acres
--	---------------	------------

	SW 1/4 NW 1/4	28.8 acres
--	---------------	------------

	SE 1/4 NW 1/4	34.3 acres
--	---------------	------------

	Total	203.6 Acres
--	-------	-------------

Witness my hand this 14th day of July A. D. 1967

State Water Resources Commission

By:

J. W. GRIMES

Chief Engineer, Executive Officer

Permit No. 585-1Water Division No. 1Belle Fourche River
Water District**Certificate of Examination of Works****Report of Examining Engineer**

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that ~~in accordance with your letter of authorization dated~~~~10~~, I have ~~this day~~ made a thorough examination of the diversion works constructed byKenneth B. Johnson, of ValeMeade County, South Dakota, holder of Permit No. 585-1, issuedupon Application No. 585-1, bearing date of priority of June 15, 1961, 1961, authorizing thediversion of 2.9 cu. ft. per second of the waters of Cottman Creek for irrigation

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

The diversion works comprise: Dams, dikes and ditches as shown on water right map No 497-1. The area in section 25-T7N-R5E is of recent construction. The area in section 29-T7N-R5E was developed before 1955. The dikes are the best and water also receives water because of the development

and the system is in the following condition: Very GoodThe point of diversion is located As shown on water right map 497-1The works are capable of diverting and conveying to the place of use 2.9 cu. ft. per second of water, which is to be used for sprinkler irrigation

The legal subdivisions to be irrigated are:

NW 1/4 NW 1/4	2.5	T7N R5E	17.7 ac
SW 1/4 NE 1/4	24	T7N R5E	34.3 ac
NE 1/4 NW 1/4			40.0
SE 1/4 NE 1/4			23.1
SW 1/4 NW 1/4			28.8
NE 1/4 SW 1/4			20.1
SE 1/4 NW 1/4			34.3
SE 1/4 SW 1/4			17.5

comprising a total of 203.8 acres of land.

The domestic use intended comprises

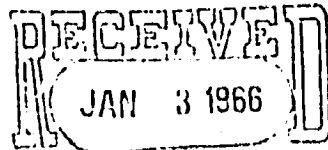
livestock watering

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

Witness my hand, this 19th day of April, A. D. 1962.

—SEAL—

Daniel Wiscoll
Examining Engineer.Deputy Chief Engineer
Water Resources Commission



Perm't No. _____

Water Division No. _____

Water District _____

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

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 works

(P. O.) Pierre S.D.(Date) 12-3-66

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 _____

2.9 cu. ft. per second of the waters of the state from _____
through the Leventh Johnson Irrigation Project No. 1
for _____ 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 _____

Leventh Johnson

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

County of Meade State of S.D.

3. The number of such permit is 585-1 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 2.9 cubic feet per second.

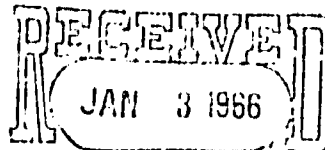
6. The amount of land for which said water is available is 203.3 acres, particularly described as follows: _____

see application No. 585-1

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

Francis B. Johnson

(Signature of Owners) _____



Permit No. _____

Water Division No. _____ Water District _____

STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

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.) Pierre(Date) 6. 10

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

DEAR SIR: Notice is hereby given that on the _____ day of _____
19____, at _____ County of _____ State of South Dakota,
before _____ proof will be submitted of the application to beneficial use
(Examining Engineer or Officer)
of _____ cubic feet per second of the waters of _____
_____ in accordance with the terms and conditions of Permit No. _____
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 _____

Kenneth Johnson

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

Irrigation

3. The amount applied to beneficial use is _____

2.9 c.f.s.

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

See application

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

Kenneth Johnson Irrigation Project No. 1

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

585-1

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

Cottonwood Creek

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

June 15, 1961(Sign) Kenneth B. Johnson

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA)
COUNTY OF MEADE)ss
)

Morris G. Hallock

, of said County and State, being

duly sworn, on oath says: THE BLACK HILLS PRESS is a weekly newspaper of general circulation, printed and published in STURGIS in said County and State and has

been such newspaper during the times hereinafter mentioned; that the said BLACK

HILLS PRESS is a legal newspaper and has been in existence for more than one year

immediately preceding the first publication herein mentioned; and has more than

200 bona fide subscribers; that I, the undersigned, am Publisher

of said newspaper, and in charge of the advertising department thereof, and have

personal knowledge of all facts stated in this affidavit; and that the advertisement

headed Appropriation of Water No. 585-1

, a printed copy of which is hereto attached, was printed,

and published in said newspaper for Four successive issues, the first

publication being on the 19 day of Aug., 19 61 and the last

publication on the 9 day of Sept., 19 61; that 20.29 being

the full amount of the fee for publication of the annexed notice insures solely to

the benefit of the publishers of the said newspaper; that no arrangement or understanding

for a division thereof has been made with any person and that no part

thereof has been agreed to be paid to any other person whomsoever

Morris G. Hallock

Subscribed and sworn to before me this 12 day of Sept.,

19 61

Bob Lee

Notary Public, Meade County

Bob Lee
My Commission Expires
April 12, 1968

RECEIVED
SEP 13 1961

STATE WATER RESOURCES COM. PIERRE, SOUTH DAKOTA

APPROPRIATION OF WATER
Office of State Water Resources
Commission
Pierre, S. Dak., August 7, 1961.
Notice is hereby given that
Kenneth B. Johnson 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 2.9 cubic feet of water per second of time from Cottonwood Creek through the Johnson Irrigation Project No. 1, the point of diversion of which is to be located on both banks of said stream between a point in the NW 1/4, Section 35, T. 7N, R. 5E, point in the NW 1/4 of the NE 1/4 of Section 36, T. 7N, R. 5E. Said water to be used for the purpose of providing irrigation on portions of the following described land:
NW 1/4, NW 1/4, Section 25 and 26, and SW 1/4, NE 1/4, Section 24, T. 7N, R. 5E.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 15th day of September, 1961, at 2 P.M. All interested persons may appear and be heard.
Appropriate action will be taken by the State 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 Rights Specialist
Press Aug. 11-16-Sept. 3-4

on or before
(First Publication August 19, 1961)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., August 7, 1961

Notice is hereby given that Kenneth B. Johnson 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 2.9 cubic feet of water per second of time from the Gottonwood Creek through the Johnson Irrigation Project #1 the point of diversion of which is to be located on the both bank of said stream in the between a point in the NW 1/4 NW 1/4, Section 25, and a point 1/4 of the SE 1/4 of Section 21 Twp. 7N Range 5E Said water to be used for the purpose of providing irrigation on the portions of following described land:

NW 1/4, Section 25; E 1/2 SW 1/4 and S 1/2 NE 1/4, Section 21, T 7N, R 5E.

~~and for~~ purposes

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 13th day of September, 1961, at 2 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

Summary of Conditions Pertaining to
Water Rights on Cottonwood Creek

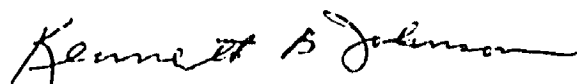
Cottonwood Creek at the point where the diversion is proposed is ordinarily a dry stream bed, flowing only during periods of rainfall and immediately afterward, or when snow is melting. During the last forty years, intervals of flow have varied from perhaps ten times a year in wet cycles, to not at all in very dry years. The proposed point of diversion is on one of three major branches of upper Cottonwood Creek. Two branches join immediately below the proposed system and the third branch joins about a mile below.

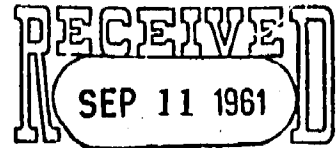
The drainage area above the proposed point of diversion is approximately 2,000 acres in extent and consists of grass covered hills, and shale breaks, with a very little if any cultivated land. The large majority of this land being held by the ranch on which the irrigation system is proposed.

The stream bed itself is at most points only large enough to accommodate low flows and any appreciable amount of run off floods the flat land adjacent to the stream. In Section 24, there is no definable stream bed at many points, and the water spreads across and floods flat meadow land.

For at least the past 25 years the flooding of flat land by diverting the water with spreader ditches and small dams has been practiced. Areas where natural flooding occurs, and where it is extended by artificial means, past or present, are in many cases indistinguishable.

The water rights proposed to be established would affirm the right to usage already partially existing and the land to be irrigated would be generally that which is already subject to flooding by the intermittent flow of Cottonwood Creek.


Kenneth B. Johnson, Land Owner



CLARK & CLARK
ATTORNEYS AT LAW
516½ STATE STREET
BELLE FOURCHE, S. D.

STATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

STERLING H. CLARK
STANTON L. CLARK

September 9, 1961

State Water Resources Commission

Pierre, S. Dak.

Fe" Appropriation Notice
585-1

Gentlemen:

On behalf of our client, Raymond Phillipson of Vale, South Dakota, we wish to enter an objection and a protest to the application of Kenneth B. Johnson for an appropriation on water from Cottonwood Creek on Sections 24 and 25, Township 7, Range 5, E.B.H.M. ^{Meade} ~~Butte~~ County, South Dakota.

Apparently this will choke off or stop the water which Mr. Phillipson is now entitled to under his previous appropriation. He feels the proposal should be investigated thoroly and would like to have one of your field men contact him so he can show him the project he has going and check the probability of interference from the Johnson project.

Yours very truly,

Clark & Clark

By *Sterling H. Clark*

SHC/c

OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE

NE 1/4, Section 1, T7N R5E

E

W

N

Butte

Mead

61.7 acres

53.3 acres

Adjacent land
belonging to Dave
Ruff also

87.20 drainage ditch

POINT OF
DEVIATION

POINT OF
DEVIATION

Pond used for
domestic use

Applicant to Ruff
Pond used for Ruff

- Land not to be irrigated
- B.F.D. drainage ditches
- Land which was a pump out
- Cottonwood Creek
- All runoff returns to 3 Creek

Runoff returns to Cottonwood Creek

