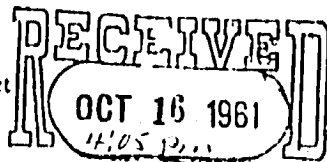


- 619-1
1. Considered 1-10, 1962
 2. Name of Applicant W. Russell L. Brown
 3. Post Office Address Virginia City
 4. Amount of water claimed 10.53
 5. Source of water supply Antelope Creek & tributaries
 6. Water to be used for irrigation
Acres to be irrigated 737.3
 7. Water to be diverted and used in Beckham & Harding County about
13.16 miles of stream
 8. Proof of Publication Received ✓
Not Received _____
 9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

Has another system which
adjoins this system ✓

No. 619-1Water Division No. 1 MORRIS RIVER District
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

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

1. Name of applicant PERRILL K. BROWN
 Postoffice address PRARIE CITY, County PERKINS, 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 AND DIRECT LABOR

- (b) Cash on hand, \$ _____ (c) Treasury stock, \$ _____
 (d) Bonds to \$ _____ (e) Other resources, \$ _____

2. Name of diversion work PERRILL K. BROWN IRRIGATION PROJECT # 2
 3. Amount of water claimed 0.533 cubic feet per second
 4. Source of water supply ANTELOPE CREEK AND TRIBUTARIES
 5. Location of point of diversion SEE ATTACHED SHEET
 _____ on _____ bank _____ Co.nty.

6. Annual period or periods during which water is to be used MARCH 1 to NOV. 1

7. To be used for:

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

(a) Number of acres to be irrigated 737.3 acres.(b) Legal subdivisions to be irrigated 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.)

STOCKWATERING

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

(a) Nature of use _____
 Nature 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 520-1

8. Estimated cost of work:

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

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

(c) Fluming, \$.....

(d) Canal-earth, \$ ~~XX~~ \$10,000.00

Rock, \$.....

(e) Other structures \$.....

Total, \$10,000.00

9. Description of diversion works:

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

PLUGS FOR BACKFLOODING.

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.....FEET 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

BISON COURIER BISON S. DAK.

STATE OF SOUTH DAKOTA

County of

PERKINS

} ss.

DERRELL K. BROWN

I, ... 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

Derrell K. Brown

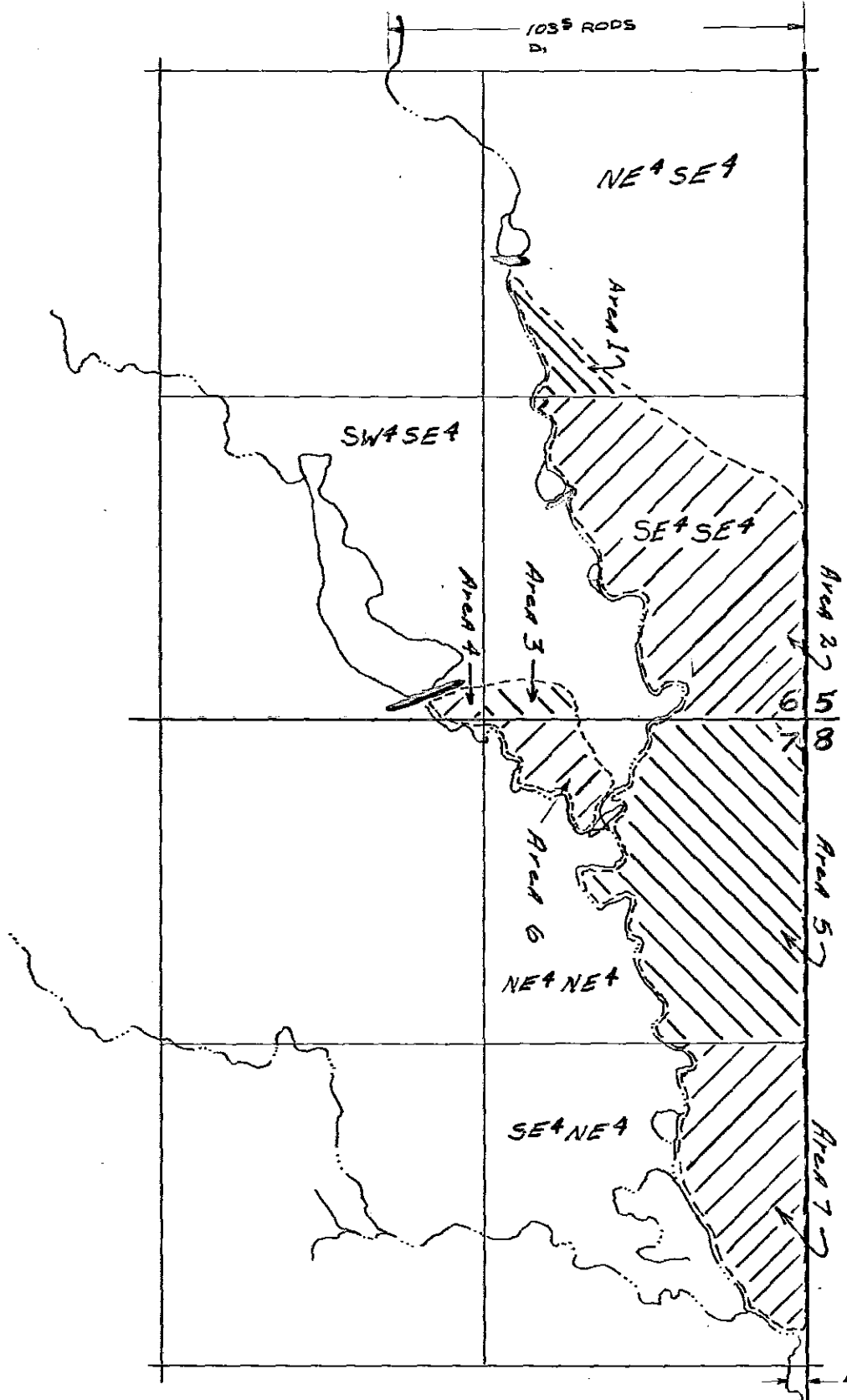
Subscribed and sworn to before me this 7th..... day of October..... 1967

My commission expires 12/7/68

James B. Kinney
Notary Public for other qualified officers.
James B. Kinney

*Each diversion must have a headgate or measuring device.

MAP No 520-1 APPL No 619-1



ALL LANDS DESCRIBED HEREIN ARE OWNED BY DERRELL K. BROWN
SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA)
COUNTY OF MEADE

I, Merio D. Giger, Registered Land Surveyor, do hereby certify that this map was made from field notes and aerial photographs of the area, and to the best of my knowledge it correctly represents the lands involved and the locations indicated.

Merio D. Giger
Registered Land Surveyor #1007

STATE OF SOUTH DAKOTA)
COUNTY OF MEADE

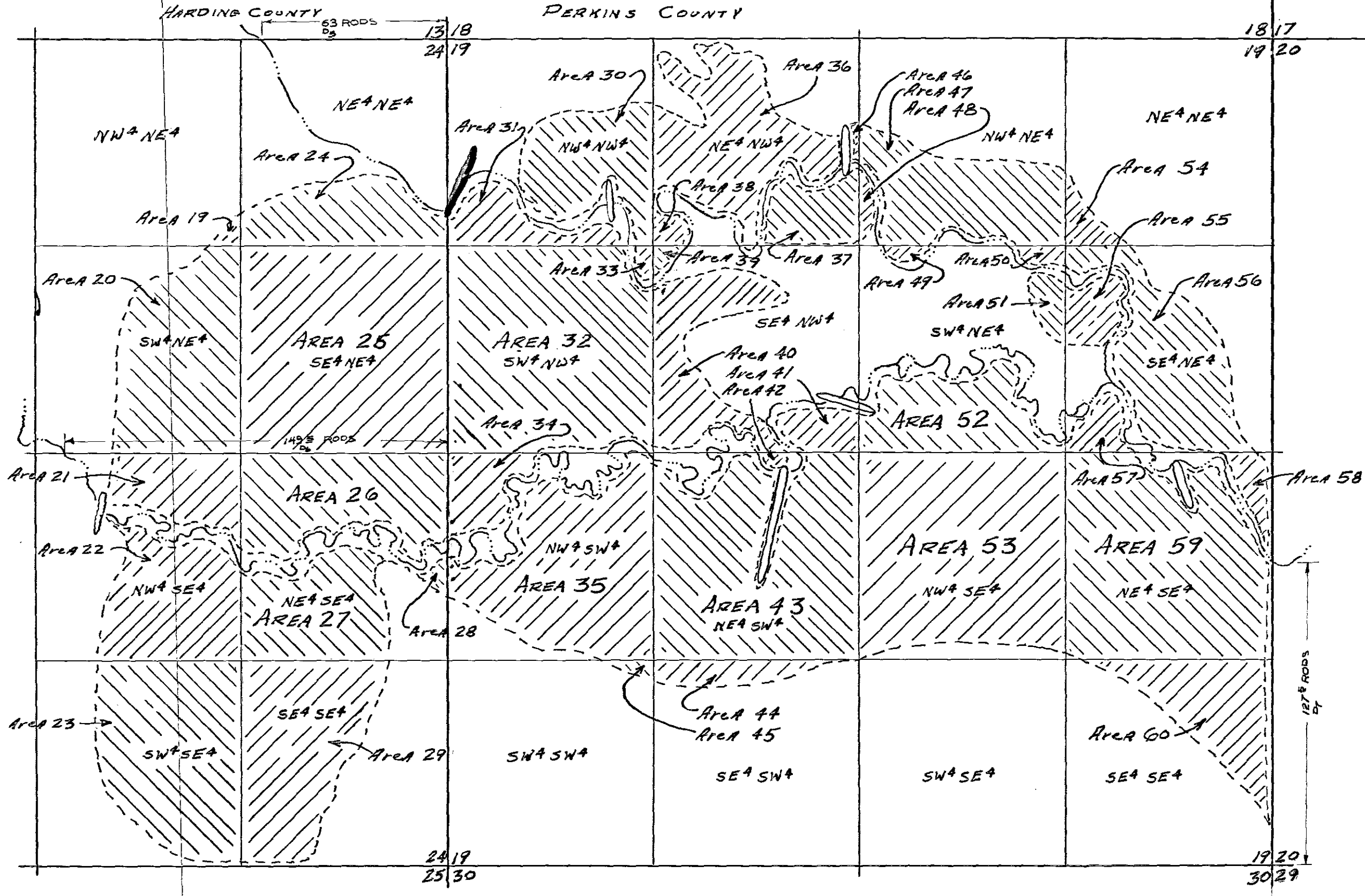
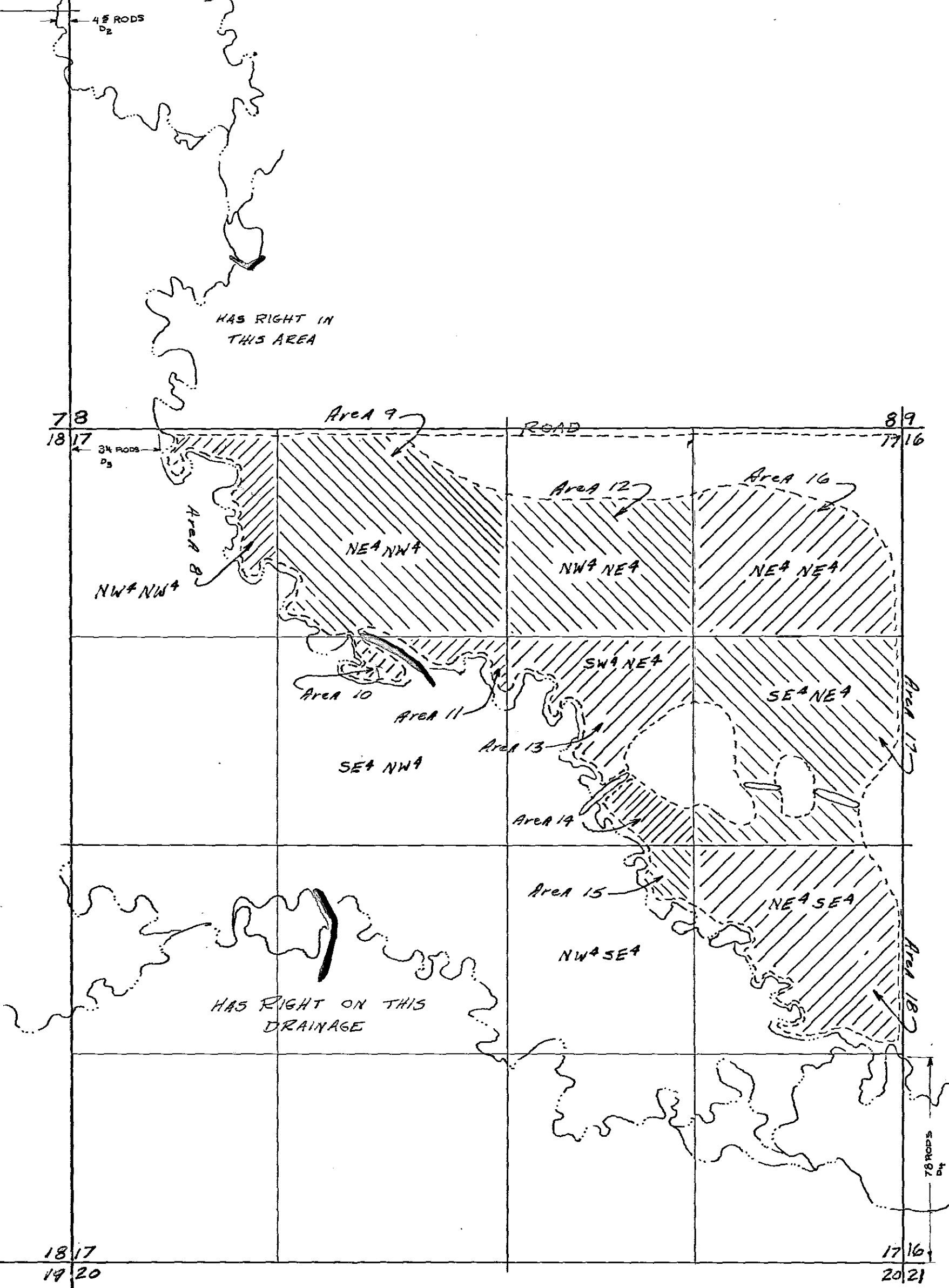
On this 12th day of October, 1961, before me, James B. Kinney, the undersigned officer, personally appeared Merio D. Giger, known to me to be the person whose name is subscribed to the above written instrument, and acknowledged that he executed the same for the purpose therein contained.

IN WITNESS WHEREOF I have hereunto set my hand and official seal.

My commission expires 12/7/68 *James B. Kinney*
James B. Kinney Notary Public.

Derrell K. Brown Irrigation Project No. 2

LOCATION OF LANDS TO BE IRRIGATED					
AREA	LOCATION	SEC.	T. 19P.	RANGE	ACRES
1	NE 1/4 SE 1/4	6	16N	10E	1.8
2	SE 1/4 SE 1/4	6	16N	10E	21.6
3	SE 1/4 SE 1/4	6	16N	10E	1.2
4	SW 1/4 SE 1/4	6	16N	10E	0.6
5	NE 1/4 NE 1/4	7	16N	10E	21.1
6	NE 1/4 NE 1/4	7	16N	10E	2.7
7	SE 1/4 NE 1/4	7	16N	10E	10.9
8	NW 1/4 NE 1/4	17	16N	10E	5.8
9	NE 1/4 NW 1/4	17	16N	10E	37.4
10	SE 1/4 NW 1/4	17	16N	10E	1.4
11	SE 1/4 NW 1/4	17	16N	10E	2.1
12	NW 1/4 NE 1/4	17	16N	10E	23.9
13	SW 1/4 NE 1/4	17	16N	10E	14.3
14	SW 1/4 NE 1/4	17	16N	10E	2.9
15	NW 1/4 SE 1/4	17	16N	10E	2.3
16	NE 1/4 SE 1/4	17	16N	10E	25.2
17	SE 1/4 SE 1/4	17	16N	10E	32.6
18	NE 1/4 SE 1/4	17	16N	10E	26.4
19	NW 1/4 SE 1/4	24	16N	9E	0.4
20	SW 1/4 SE 1/4	24	16N	9E	21.6
21	NW 1/4 SE 1/4	24	16N	9E	8.1
22	NW 1/4 SE 1/4	24	16N	9E	24.4
23	SW 1/4 SE 1/4	24	16N	9E	24.8
24	NE 1/4 SE 1/4	24	16N	9E	10.8
25	SE 1/4 SE 1/4	24	16N	9E	40.0
26	NE 1/4 SE 1/4	24	16N	9E	17.0
27	NE 1/4 SE 1/4	24	16N	9E	13.2
28	NE 1/4 SE 1/4	24	16N	9E	0.4
29	SE 1/4 SE 1/4	24	16N	9E	19.9
30	NW 1/4 NW 1/4	19	16N	10E	12.3
31	NW 1/4 NW 1/4	19	16N	10E	5.1
32	SW 1/4 NW 1/4	19	16N	10E	38.2
33	SW 1/4 NW 1/4	19	16N	10E	0.5
34	NW 1/4 SW 1/4	19	16N	10E	5.0
35	NW 1/4 SW 1/4	19	16N	10E	25.3
36	NE 1/4 NW 1/4	19	16N	10E	17.8
37	NE 1/4 NW 1/4	19	16N	10E	5.1
38	NE 1/4 NW 1/4	19	16N	10E	0.4
39	SE 1/4 NW 1/4	19	16N	10E	0.4
40	SE 1/4 NW 1/4	19	16N	10E	13.2
41	SE 1/4 NW 1/4	19	16N	10E	2.9
42	SE 1/4 NW 1/4	19	16N	10E	0.3
43	NE 1/4 SW 1/4	19	16N	10E	35.4
44	SE 1/4 SW 1/4	19	16N	10E	2.5
45	SW 1/4 SW 1/4	19	16N	10E	0.5
46	NW 1/4 SE 1/4	19	16N	10E	0.3
47	NW 1/4 SE 1/4	19	16N	10E	15.4
48	NW 1/4 SE 1/4	19	16N	10E	0.8
49	SW 1/4 SE 1/4	19	16N	10E	0.5
50	SW 1/4 SE 1/4	19	16N	10E	0.5
51	SW 1/4 SE 1/4	19	16N	10E	2.0
52	NW 1/4 SE 1/4	19	16N	10E	11.6
53	NE 1/4 SE 1/4	19	16N	10E	37.5
54	SE 1/4 SE 1/4	19	16N	10E	2.0
55	SE 1/4 SE 1/4	19	16N	10E	3.3
56	SE 1/4 SE 1/4	19	16N	10E	16.1
57	SE 1/4 SE 1/4	19	16N	10E	2.0
58	NE 1/4 SE 1/4	19	16N	10E	19.0
59	NE 1/4 SE 1/4	19	16N	10E	34.0
60	SE 1/4 SE 1/4	19	16N	10E	11.6
TOTAL					737.3



SCALE: 8" = 1 MILE
— = EXISTING PLUG OR DAM
- - - = PROPOSED PLUG OR DAM
Irregular Areas Cross-hatched.

Remarks by State Water Resources Commission: Anklope Creek.

Diversion structures ^{on} below this permit must incorporate an uncontrolled by-pass take not smaller than 8" 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,

January 11, 1962

This is to certify that the foregoing application was received by the Commission at 4:05 o'clock p.m. upon the 16th day of October, 1961.

State Water Resources Commission

By:

Forster
for Chief Engineer, Executive Officer

Number of permit 619-1

Date of first receipt of application October 16, 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 October 16, 1961

Approved JANUARY 10, 1962, Recorded in Book 7 Page 20

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 _____

July 10, 1965

2nd. The whole of said work is to be completed on or before JANUARY 10, 1967

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

JANUARY 10, 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 10.53 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 JANUARY 10, 1967; said water to be used during the following described annual period:

MARCH 1 to November 1

Witness my hand this 11th day of JANUARY, 1962.

State Water Resources Commission

By:

Forster
Chief Engineer, Executive Officer

Certificate of Construction Issued NOVEMBER 25, 1970

Water License Issued NOVEMBER 25, 1970

LOCATION OF LANDS TO BE IRRIGATED					
AREA	LOCATION	SEC.	T'SHP.	RANGE	ACRES
1	NE SE	6	16N	10E	1.8
2	SE SE	6	16N	10E	21.6
3	SE SE	6	16N	10E	1.2
4	SW SE	6	16N	10E	0.6
5	NE NE	7	16N	10E	21.1
6	NE NE	7	16N	10E	2.7
7	SE NE	7	16N	10E	10.9
8	NW NW	17	16N	10E	5.8
9	NE NW	17	16N	10E	37.4
10	SE NW	17	16N	10E	1.4
11	SE NW	17	16N	10E	2.1
12	NW NE	17	16N	10E	23.9
13	SW NE	17	16N	10E	14.3
14	SW NE	17	16N	10E	2.9
15	NW SE	17	16N	10E	2.3
16	NW NE	17	16N	10E	25.2
17	SE NE	17	16N	10E	32.6
18	NE SE	17	16N	10E	26.4
19	NW NE	24	16N	9E	0.4
20	SW NE	24	16N	9E	21.6
21	NW SE	24	16N	9E	8.1
22	NW SE	24	16N	9E	24.4
23	SE SE	24	16N	9E	24.8
24	NE NE	24	16N	9E	10.8
25	SE NE	24	16N	9E	40.0
26	NE SE	24	16N	9E	17.0
27	NE SE	24	16N	9E	13.2
28	SE SE	24	16N	9E	0.4
29	SE SE	24	16N	9E	19.9
30	NW NW	19	16N	10E	12.3
31	NW NW	19	16N	10E	5.1
32	SW NW	19	16N	10E	38.2
33	SE NW	19	16N	10E	0.5
34	NW SW	19	16N	10E	5.0
35	NW SW	19	16N	10E	25.3
36	NE NW	19	16N	10E	17.8
37	NE NW	19	16N	10E	5.1
38	NE NW	19	16N	10E	0.4
39	SE NW	19	16N	10E	0.4
40	SE NW	19	16N	10E	13.2
41	SE NW	19	16N	10E	2.9
42	SE NE	19	16N	10E	0.3
43	NE SW	19	16N	10E	35.4
44	SE SW	19	16N	10E	3.5
45	SW SW	19	16N	10E	0.5
46	NW NE	19	16N	10E	0.3
47	NW NE	19	16N	10E	15.4
48	NW NE	19	16N	10E	0.8
49	SE NE	19	16N	10E	0.5
50	SE NE	19	16N	10E	0.5
51	SW NE	19	16N	10E	2.0
52	SW NE	19	16N	10E	11.6
53	NW SE	19	16N	10E	37.5
54	NE NE	19	16N	10E	2.0
55	SE NE	19	16N	10E	3.3
56	SE NE	19	16N	10E	16.1
57	SE NE	19	16N	10E	2.0
58	NE SE	19	16N	10E	19.0
59	NE SE	19	16N	10E	34.0
60	SE SE	19	16N	10E	11.6
TOTAL					737.3

POINTS OF DIVERSION

- D-1 103½ rods W of the W½ Cor. of Sec. 5, T16N R10E
- D-2 4½ rods W of the W½ Cor. of Sec. 5, T16N R10E
- D-3 3¼ rods E of the SW Cor. of Sec. 2, T16N R10E
- D-4 78 rods N of the SE Cor. of Sec. 17 T16N R10E
- D-5 63 rods W of the NW Cor. of Sec. 19 T16N R10E
- D-6 149½ rods W of the W½ Cor. of Sec. 19 T16N R10E
- D-7 127½ rods N of the SE Cor. of Sec. 19 T16N R10E

Diversion will be by plugs and back-flooding at points as needed between D-1 and D-2; D-3 and D-4; D-5 and D-7; and D-6 and D-7.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 619-1

(1) WHEREAS, On the 16th day of October A. D. 19 61
Derrell K. Brown

made Water Right Application No. 619-1 for a permit to use 10.53 cubic feet per second of the waters of Antelope Creek and Tributaries

County of Harding & Perkins State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 11th day of January A. D. 19 62

Permit No. 619-1 with a date of priority of October 16, 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 January A. D. 67 and for the application to beneficial use of said water on or before the 10th day of January A. D. 19 67

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 10.53 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:

T.16N, R10E			T16N, R9E		
Sec. 6	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Acres	Sec. 24	NE $\frac{1}{4}$ NE $\frac{1}{4}$	Acres
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	1.8		NE $\frac{1}{4}$ NE $\frac{1}{4}$	10.8
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	22.8		NW $\frac{1}{4}$ NE $\frac{1}{4}$	.4
Sec. 7	NE $\frac{1}{4}$ NE $\frac{1}{4}$	23.8		SW $\frac{1}{4}$ NE $\frac{1}{4}$	21.6
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	10.9		SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0
Sec. 17	NE $\frac{1}{4}$ NE $\frac{1}{4}$	25.2		NE $\frac{1}{4}$ SE $\frac{1}{4}$	30.6
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	23.9		NW $\frac{1}{4}$ SE $\frac{1}{4}$	32.5
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	17.2		SW $\frac{1}{4}$ SE $\frac{1}{4}$	24.8
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	32.6		SE $\frac{1}{4}$ SE $\frac{1}{4}$	19.9
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	37.4			
	NW $\frac{1}{4}$ NW $\frac{1}{4}$	5.8			
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	3.5			
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	26.4			
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	2.3			
Sec. 19	NW $\frac{1}{4}$ NE $\frac{1}{4}$	2.0			
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	16.2			
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	14.6			
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	21.4			
Sec. 19	NW $\frac{1}{4}$ NW $\frac{1}{4}$	23.6			
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	17.4			
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	38.7			
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	15.5			
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	35.7			
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	30.3			
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.0			
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	37.5			
				Total Acres	724.3

(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 Derrell K. Brown

_____ of Prairie City, S.D.
the holder _____ and owner _____ of said permit No. 619-1 a water right dating from October 16, 1961
_____ to use of 10.53 _____ cubic feet per second of the waters
of Antelope Creek and tributaries

in the County of Harding & Perkins and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at (1) between a point 103½ rods N. 90° W. of W½ Cor. Sec. 5, T16N, R10E & a point 4½ rods N. 90° W. from W½ Cor. Sec. 3, T16N, R10E (2) between a point 34 rods N. 90° E. of SW Cor. Sec. 8, T16N, R10E and a point 78 rods N. 0° E. from SE Cor. Sec. 17, T16N, R10E (3) between points (1) 63 rods N. 90° W. of NW Cor. Sec. 19, T16N, R10E (2) 144½ rods N. 90° W. of W½ Cor. Sec. 19, T16N, R10E and a point 127½ rods N. 0° E. of SE Cor. Sec. 19, T16N, R10E.
and conduct to and upon _____

_____ portions of Sections 6, 7, 17 and 19. T16N, R10E and Section 24, T16N, R10E, described on the face of this license

for the purpose of _____ irrigation

Subject to any limitations listed in Water Right Permit No. 619-1 and subject to the laws of the State of South Dakota.

WITNESS. My hand and seal of our office at Pierre, South Dakota
this 25th day of November A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

Form 15.

Permit No. 619-1

Water Diversion No. 1 MOREAU RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Darrell K. Brown

_____ the holder _____ of
Permit No. 519-1 issued upon Application No. 619-1, bearing date of priority of October 16,
1961 authorizing the diversion of 10.53 cu. ft. per second of the waters of _____
Antelope Creek and _____ County of Harding & Perkins State of South Dakota at (1) Between
Tributaries
a point 103 1/4 rods N. 90° W. of W 1/2 Cor. Sec. 5, T16N, R10E & a point 4 1/2 rods N. 90° W. from
W 1/2 Cor. Sec. 8, T16N, R10E. (2) Between a point 34 rods N. 90° E. of SW Cor. Sec. 8, T16N, R10E
and a point 78 rods N. 0° E. from SE Cor. Sec. 17, T16N, R10E (3) between points (1) 63 rds.
N. 90° W. of NW Cor. Sec. 19, T16N, R10E (2) 144 1/2 rds. N. 90° W. of W 1/2 Cor. Sec. 19, T16N, R10E & a
point 127 1/2 rds. N. 0° E. of SE Cor. Sec. 19, T16N, R10E for irrigation

purposes, has 8 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 work are found in satisfactory
condition for diverting and conveying to the place of intended use 10.53 cu. ft. per second of water.

Date November 25, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRINES, Executive Officer

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Perkins } ss.Lloyd I Sudlow being duly
sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the -----

Bison Courier ----- a newspaper which
during the whole itme of publication of said notice herein
after stated, has been and is printed and published in the

Town ----- of Bison ----- County of

Perkins ----- and State of South Dakota;
that the said notice was published in said newspaper on the
following dates:Dec 2-14-21-28, 1961

-----in each and every issue of the full number thereof, the first
publication being made on the 7 day of December
19 61 and the last publication on the 28 ----- day of
December ----- 19 61, upon which days or times
of publication aforesaid the newspaper was regularly pub-
lished, and that during the whole time of said publication he
was ----- the printer and publisher of
the said newspaper.*Lloyd I Sudlow*

Subscribed and sworn to before me this 28 day of December A. D. 1961

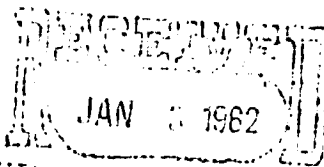
Adrian B. Sudlow

Notary Public Perkins ----- County, S. D.

ADRIAN B. SUDLOW

Notary Public

Commission Expires Mar. 12, 1967.

APPROPRIATION OF WATER
Office of State Water Resources
Commission, Pierre, S. Dak., Novem-
ber 26, 1961.Notice is hereby given that Dar-
rell K. Brown whose postoffice ad-
dress is Prairie City 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
10.53 cubic feet of water per second
of time from Antelope Creek and
tributaries through the Brown Ir-
rigation Project No. 2, the point of
diversion of which is to be located
on both banks of said stream be-
tween a point in the NW 1/4 Sec. 11,
Section 6, T16N R10E, and a point
in the NW 1/4 of the SE 1/4 of Section
24 Twp. 16N Range 9E. Said water
to be used for the purpose of pro-
viding irrigation on portions of the
following described land:E 1/2 Sec. 14, T16N R10E, SW 1/4 Sec. 15,
Sec. 6; E 1/2 NE 1/4 Sec. 7; NW 1/4
NE 1/4 and NE 1/4 NW 1/4 Sec. 17; NW 1/4
NW 1/4, SW 1/4, NE 1/4 NW 1/4, SE 1/4
SE 1/4 Sec. 19, all in T16N R10E.This application will be taken up
by the State Water Resources Com-
mission at their office at Pierre for
consideration upon the 10th day of
January, 1962, at 10:30 A.M. All inter-
ested persons are to 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 in-
formation presented.State Water Resources
Commission
By: Burton E. Jones
Water Rights SpecialistSTATE WATER RESOURCES COMMISSION
PIERRE, S. DAKOTA

on or before
(First Publication December 15, 1961.)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., November 22, 1961.

Notice is hereby given that Dairrell K. Brown whose postoffice address is Prairie City 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 10.53 cubic feet of water per second of time from Antelope Creek & Tributaries through the Brown Irrigation Project #2, the point of diversion of which is to be located on the both bank of said stream between a point in the NW 1/4 SE 1/4, Section 6, T16N R10E, and a point in the NW 1/4 of the SE 1/4 of Section 24 Twp. 16N Range 9E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

E 1/2 Sec. 24, T16N R9E, E 1/2 SE 1/4 Sec. 6, E 1/2 NE 1/4 Sec. 7, NW 1/4 NE 1/4 and NW 1/4 SE 1/4, Sec. 17, NE 1/4, NW 1/4, SW 1/4, NE 1/4 SE 1/4 and SE 1/4 SE 1/4, Sec. 19, all in T16N R10E.
XXXXXX XXXXXX

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of JANUARY, 1962, 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.

State Water Resources Commission

By:

c.c. Lloyd I. Sudlow - Publisher
Bison Courier
Bison, South Dakota

Chief Engineer, Executive Officer

*Letter sent
Nov 13, 1961*Permit No. 619-1Water Division 1 Moreau 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 Derrell K. Brown of Prairie City, South Dakota holder of Permit No. 619-1, bearing date of priority of October 16, 1961 authorizing the diversion of 10.53 cu. ft. per second of the waters of Antelope Creek & Trib. for irrigation purposes, in Perkins & Harding Counties

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:

Dams across channel, some dams with pipes and gates
Dams across creeks and draws

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

Diversion dikes and ditches

C. Works used to apply water to beneficial use:

Spreader dikes

The system is in the following condition: Poor to good. Still doing improvement work.The point of diversion is located See attached sheet.

The works are capable of diverting and conveying to the place of use (10.53) Total normal flood flows
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: See attached sheet.comprising a total of 724.3 acres of land.

PERKINS COUNTY

Area 1	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 6, Township 16N, Range 10E	1.8 acres
Area 4	SW $\frac{1}{4}$ SE $\frac{1}{4}$	Section 6, Township 16N, Range 10E	.6 acres
Area 2&3	SE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 6, Township 16N, Range 10E	22.8 acres
Area 5&6	NE $\frac{1}{4}$ NE $\frac{1}{4}$	Section 7, Township 16N, Range 10E	23.8 acres
Area 7	SE $\frac{1}{4}$ NE $\frac{1}{4}$	Section 7, Township 16N, Range 10E	10.9 acres
Area 16	NE $\frac{1}{4}$ NE $\frac{1}{4}$	Section 17, Township 16N, Range 10E	25.2 acres
Area 12	NW $\frac{1}{4}$ NE $\frac{1}{4}$	Section 17, Township 16N, Range 10E	23.9 acres
Area 13&14	SW $\frac{1}{4}$ NE $\frac{1}{4}$	Section 17, Township 16N, Range 10E	17.2 acres
Area 17	SE $\frac{1}{4}$ NE $\frac{1}{4}$	Section 17, Township 16N, Range 10E	32.6 acres
Area 9	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Section 17, Township 16N, Range 10E	37.4 acres
Area 8	NW $\frac{1}{4}$ NW $\frac{1}{4}$	Section 17, Township 16N, Range 10E	5.8 acres
Area 10&11	SE $\frac{1}{4}$ NW $\frac{1}{4}$	Section 17, Township 16N, Range 10E	3.5 acres
Area 18	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 17, Township 16N, Range 10E	26.4 acres
Area 15	NW $\frac{1}{4}$ SE $\frac{1}{4}$	Section 17, Township 16N, Range 10E	2.3 acres
Area 54	NE $\frac{1}{4}$ NE $\frac{1}{4}$	Section 19, Township 16N, Range 10E	2.0 acres
Area 47&48	NW $\frac{1}{4}$ NE $\frac{1}{4}$	Section 19, Township 16N, Range 10E	16.2 acres
Area 49,50			
51,52	SW $\frac{1}{4}$ NE $\frac{1}{4}$	Section 19, Township 16N, Range 10E	14.6 acres
Area 55,56			
57	SE $\frac{1}{4}$ NE $\frac{1}{4}$	Section 19, Township 16N, Range 10E	21.4 acres
Area 36,37			
38, 46	NE $\frac{1}{4}$ NW $\frac{1}{4}$	Section 19, Township 16N, Range 10E	23.6 acres
Area 30&31	NW $\frac{1}{4}$ NW $\frac{1}{4}$	Section 19, Township 16N, Range 10E	174.8 acres
Area 32&33	SW $\frac{1}{4}$ NW $\frac{1}{4}$	Section 19, Township 16N, Range 10E	38.7 acres
Area 39,40			
& 41	SE $\frac{1}{4}$ NW $\frac{1}{4}$	Section 19, Township 16N, Range 10E	16.5 acres
Area 42&43	NE $\frac{1}{4}$ SW $\frac{1}{4}$	Section 19, Township 16N, Range 10E	35.7 acres
Area 34&35	NW $\frac{1}{4}$ SW $\frac{1}{4}$	Section 19, Township 16N, Range 10E	30.3 acres
Area 45	SW $\frac{1}{4}$ SW $\frac{1}{4}$	Section 19, Township 16N, Range 10E	3.5 acres
Area 58&59	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 19, Township 16N, Range 10E	40.0 acres
Area 53	NW $\frac{1}{4}$ SE $\frac{1}{4}$	Section 19, Township 16N, Range 10E	37.5 acres
Area 60	SE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 19, Township 16N, Range 10E	11.6 acres
			<u>543.7 acres</u>

HARDING COUNTY

Area 24	NE $\frac{1}{4}$ NE $\frac{1}{4}$	Section 24, Township 16N, Range 9E	10.8 acres
Area 19	NW $\frac{1}{4}$ NE $\frac{1}{4}$	Section 24, Township 16N, Range 9E	.4 acres
Area 20	SW $\frac{1}{4}$ NE $\frac{1}{4}$	Section 24, Township 16N, Range 9E	21.6 acres
Area 25	SE $\frac{1}{4}$ NE $\frac{1}{4}$	Section 24, Township 16N, Range 9E	40.0 acres
Area 26,			
27,			
28	NE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 24, Township 16N, Range 9E	30.3 acres
Area 21&22	NW $\frac{1}{4}$ SE $\frac{1}{4}$	Section 24, Township 16N, Range 9E	32.5 acres
Area 23	SW $\frac{1}{4}$ SE $\frac{1}{4}$	Section 24, Township 16N, Range 9E	24.8 acres
Area 29	SE $\frac{1}{4}$ SE $\frac{1}{4}$	Section 24, Township 16N, Range 9E	19.9 acres
			<u>180.6 acres</u>

BNENEFICIAL USE:

- Between a point 103 $\frac{1}{2}$ rods N 90 $^{\circ}$ W of W $\frac{1}{4}$ Cor Sec. 5, T16N, R10E and a point 4 $\frac{1}{2}$ rods N 90 $^{\circ}$ W from W $\frac{1}{4}$ Cor Sec. 8, T16N, R10E
- Between a point 34 rods N 90 $^{\circ}$ E of SW Cor of Sec. 8, T16N, R10E and a point 78 rods N 00 $^{\circ}$ E from SE Cor Sec. 17, T16N, R10E.
- Between points (1)63 rds. N 90 $^{\circ}$ W of NW Cor. Sec. 19, T16N, R10E (2)144 $\frac{1}{2}$ rds N 90 $^{\circ}$ W of W $\frac{1}{4}$ Cor Sec. 19, T16N, R10E & a point 127 $\frac{1}{2}$ rds N 00 $^{\circ}$ E of SE Cor Sec. 19, T16N, R10E.

OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE



619-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

November 29, 2004

456-1
619-1

John Watkins
15591 Vernal Rd
Prairie City SD 57649

Dear Mr. Watkins:

Thank you for calling about the ownership of land as described in Water Right Nos. 456-1 and 619-1. Both of these are currently listed in the name of Derrell K Brown. I am including a copy of Water Right No. 619-1. You indicated Eric had already sent you a copy of No. 456-1.

Enclosed are partially completed Notice of Transfer of Ownership forms for filing an ownership change. Please review the forms and make any necessary corrections. Upon completion, please sign and return them to our office with a required filing fee of \$2.50 each (total of \$5.00). The check or money order for the fee can be made payable to the Water Rights Program.

If you have web access, our Water Rights home page contains information on how to obtain water permits; what is required as far as maintaining them and also contains information on pending water permit applications as they are public noticed in area newspapers. The site can be found at: <http://www.state.sd.us/denr/des/waterrights/waterprg.htm>

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 619-1

Date: 12-21-04

I/We request that Water Right No. 619-1

formerly owned by: Derrell K Brown

be transferred to: (name & address) John Watkins 15591 Vernal Rd
Prairie City S.D 57649

Telephone No. 605 866 4845

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

724-.3 acres – portions of Sections 6, 7, 17, & 19, T16N, R10E and Section 24, T16N, R9E

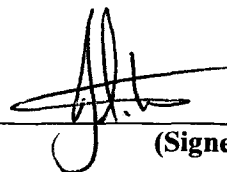
fully described in the water license

I/We understand that the validity of Water Right No. 619-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

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 Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We John Watkins, 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.

RECEIVED
DEC 17 2004
WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date December 17, 20 04

RECEIVED OF John Watkins, 15591 Vernal Road, Prairie City SD 57649

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		
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 <u>619-1</u>	2	50
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. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

001782

By

Darland Erbe

Chief Engineer

gmu



619-1
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

December 20, 2004

456-1
619-1

John Watkins
15591 Vernal Rd
Prairie City SD 57649

Dear Mr. Watkins:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" forms and filing fees you submitted for changing ownership of Water Right Nos. 456-1 and 619-1. The transfers have been completed. The water rights formerly held by Derrell K Brown are now listed in your name.

Enclosed are Receipt Nos. 001532 and 001533 in the amounts of \$2.50 each. You may keep these for your records.

If I can answer any questions for you, please contact me.

Sincerely,

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

enclosures