

No. 80-1
 Water Division No. 1 Herrmann District.
 (Blanks to be filled by the State Engineer.)

COPY

APPLICATION FOR A PERMIT To Appropriate Water Within the State of South Dakota

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

1. Name of applicant Nancy A. Lonorville
 P.O. discontinued - nearest P.O. - Erwin, S. D.
 Postoffice address Verona, County Beauregard, State South Dakota.

1. If a corporation: No.

(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 the work. (Whether by contract, employment of others, or by direct labor) Direct labor

(b) Cash on hand, \$

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion works Lonorville Diversion Works

3. Quantity of water claimed 2 cubic feet per second.

4. Source of water supply Antelope Creek, not a running stream

5. Location of point of diversion in W 1 SW 1 Sec. 30, Tp. 13 North, Range 11 East
of Black Hills Meridian on both banks
 (Right or left bank looking down stream.)

6. Annual periods during which water is to be used during the growing period

7. To be used for:

1. Irrigation or domestic use: Irrigation only

(a) Number of acres to be irrigated 107 acres.

(b) Legal subdivisions to be irrigated NE 1/4 SW 1/4 SW 1/4 and E 1/4 SW 1/4 Sec. 30, Tp. 13

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.]

North, Range 11 East of Black Hills Meridian

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

II. Mining, power, manufacturing, transportation, or other purposes:

(a) Nature of use Irrigation only.

(b) Amount of power to be generated horse power.

(c) Location of plant

(d) Method of developing power

(e) Point where water will be returned to stream

B. Estimated cost of works:

(a) Head gates, \$..... (b) Pumping plant, \$.....
 (c) Fluming, \$..... (d) Canal-earth, \$..... Rock, \$.....
 (e) Other structures..... \$..... Total, \$..... 500.00

C. Description of diversion works:

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

Reservoir, Dam, ditches and flumes.

II. Dimensions of works:

(a) Dam: Height 18 feet; length at bottom 30 feet; length at top 550 feet; thickness at bottom 30 feet; thickness at top 15 feet; slope of front (water) face 2 to 1; slope of back face 1 1/2 to 1; material used in construction: Earth and rock.
 (b) Reservoir: Capacity when filled 80 acre feet. Surface area at highwater mark about 15 acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH.....FEET OF DEPTH AT OUTLET-ACRES	CAPACITY- ACRE-Feet

(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

(Give dimensions where reductions in size are made.)

10. Time required for completion of work..... years. Work now completed.
 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.....
 Perkins County Leader, Strool, South Dakota.

STATE OF SOUTH DAKOTA

County of Perkins } ss

I, Alfred S. Tubbs, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of Engineer employed....., that I have read the above and foregoing statement, and 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 Alfred S. Tubbs, Deputy State Surveyor

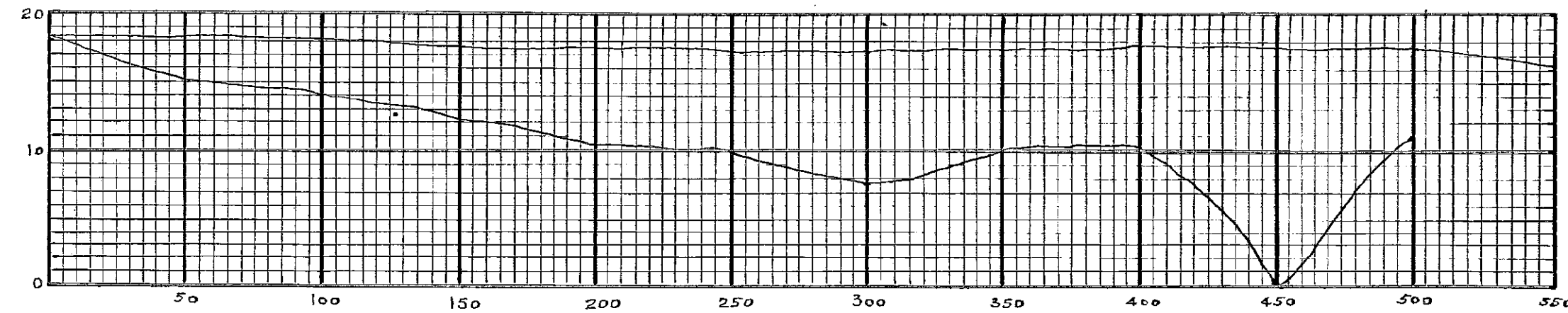
Subscribed and sworn to before me this 14th day of July 1900.

(SEAL)

Notary Public (or other qualified officer.)

PLAT OF DESERT CLAIM NO. 788.

FILED ON APRIL 24-1907 BY NANCY A. LENERVILLE.
BIXBY, SO. DAKOTA. FOR THE E 1/2 SW 1/4, W 1/2 SE 1/4, & SE 1/4 SE 1/4,
SEC. 30.-TOWNSHIP 16N. RANGE 11EAST, B.H.M. CONTAINING 200 ACRES.



PROFILE OF DAM.
SCALE VER.-1"=10FT.
HOR.-1"=50FT.

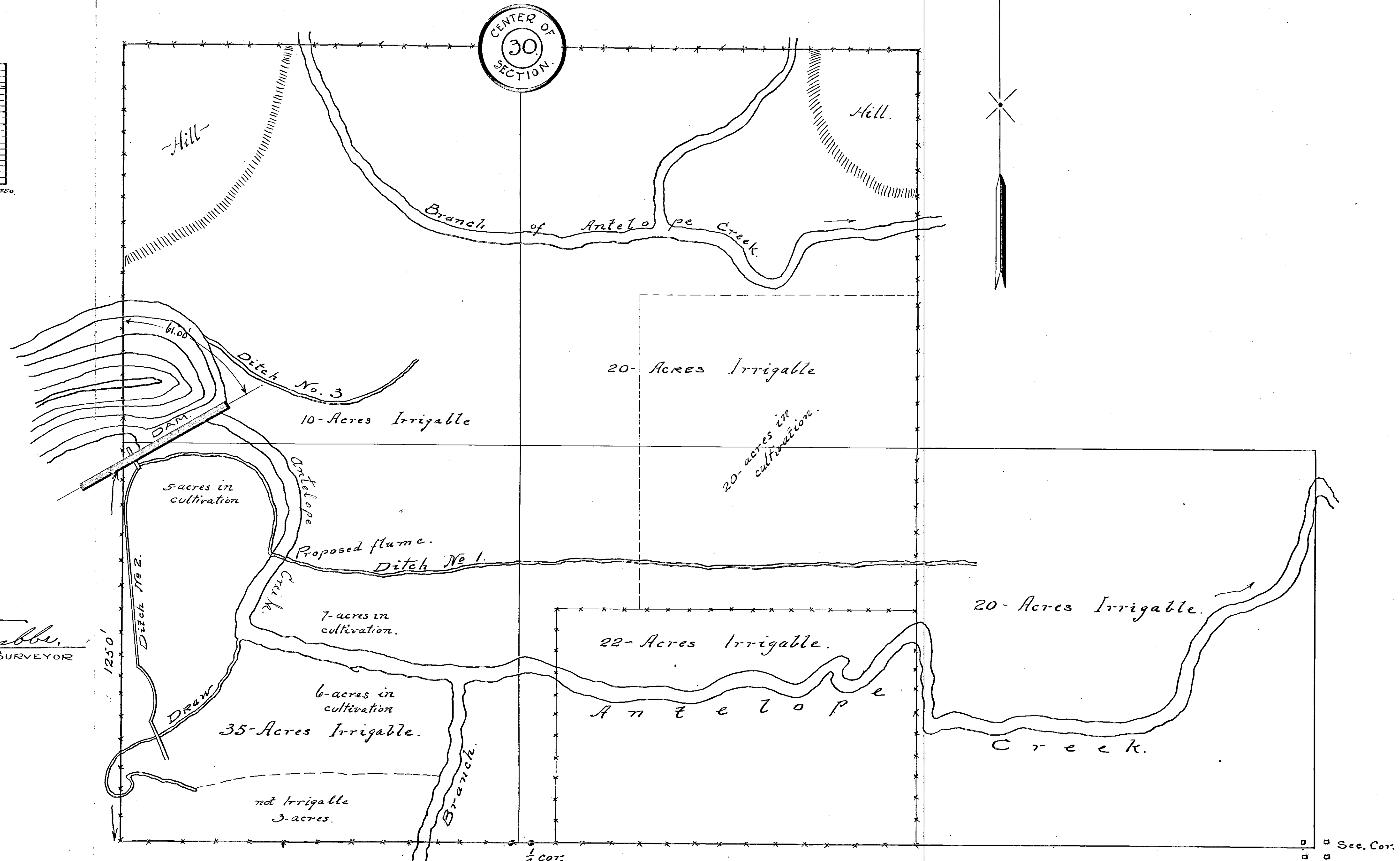
STATE OF SOUTH DAKOTA } S.S.
COUNTY OF PERKINS.

ALFRED S. TUBBS BEING DULY SWORN SAYS THAT HE IS
THE ENGINEER WHO WAS EMPLOYED TO SURVEY DESERT CLAIM NUMBER 788,
THAT THE SURVEY OF SAID CLAIM AS ACCURATELY REPRESENTED ON THIS PLAT,
THAT THE SURVEY WAS COMPLETED ON THE 21ST DAY OF MAY-1910.

SUBSCRIBED AND SWORN TO
BEFORE ME THIS DAY, July 14, 1910,

E. Morris
NOTARY PUBLIC

Alfred S. Tubbs
DEPUTY STATE SURVEYOR



SCALE OF MAP 1 inch = 200 FT.

W. A. ...
May 1910

Remarks by State Engineer:

This application is for the right to store and appropriate for irrigation purposes a second-foot of the waters of Antelope Creek, in Perkins County.

STATE OF SOUTH DAKOTA }
County of Hughes }

Pierre, South Dakota, December 21, 1920

This is to certify that the foregoing application was received at this office at nine o'clock a.m. upon the 19th day of July, 1920 and that after examination it was found to comply with the provisions of the Water Code of South Dakota. Notice of intention to appropriate was published, proof of publication was duly filed, and a hearing was held in this office on September 20, 1920.

Samuel H. Lee
State Engineer.

By B. B. Lee Deputy.

Number of permit 80-1

Date of first receipt of application July 19, 1920

Date of return to applicant for correction - - - - - 190

Date of receipt of corrected application - - - - - 190

Date from which applicant may claim right July 19, 1920

Approved November 20, 1920, Recorded in Book -1- Page 177

This is to certify that I have examined the foregoing application for a permit to appropriate water of the state of South Dakota, and I hereby grant the same as stated herein, subject, however, to the following limitations and conditions. Work is completed.

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before 19

2d. The whole of said work is to be completed on or before 19

3d. The limit of time for proof of beneficial use of water appropriated in accordance herewith is 190

4th. The water appropriated shall be used for the purpose of irrigation only.

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 two cubic feet of water per second of time; 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 19; said water to be used during the following described annual periods.

During the growing period.

Witness my hand this 21st day of December 1920

Samuel H. Lee
State Engineer.

By B. B. Lee Deputy.

STATE OF SOUTH DAKOTA
COUNTY OF HUGHES.

I hereby certify that the foregoing instrument is a true, correct and complete transcript of a notarial act which it purports to be, as the same was filed on record in the office of the State Engineer.

Witness my hand and official seal, done at my office in Pierre, State of South Dakota this 25 day of December 1900.

Samuel H. Lee
State Engineer.

By B. B. Lee
Deputy.

COPY

No. 80-1

Division No. 1

Monong Water Dist. 1st

PERMIT

to appropriate water from.....

Antelope Creek

Perkins County, South Dakota

Name of applicant.....

Nancy A. Honorville

Name of diversion works.....

Honorville Diversion Works

Date of first receipt at office of State

Engineer July 18, 1900.

Returned to applicant for Correction

-----1900-----

Corrected application received.....

-----1900-----

Date of water right.....

July 18, 1900

Recorded in Book -1- Page 177

One-fifth of work to be completed

Work is completed. 10

Whole work to be completed.....

-----1900-----

Final proof of use of water.....

-----1900-----

Approved November 29, 1900

Samuel H. Lee

State Engineer.

By B. B. Lee

Deputy

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 80-1

WHEREAS, On the sixteenth day of July, A. D. 19 10

NANCY A. LEHEVILLE

of Vernal County of Parkino and State of
South Dakota duly made application (No. 80-1) to me for a permit to use two
cubic feet per second of the waters of Antelope Creek
County of Parkian State of South Dakota, for irrigation
purposes; and

WHEREAS, On the twenty-first day of December, A. D. 19 10
Permit No. 80-1 was issued to said applicant, for the diversion of said water, and providing for the com-
pletion of the works of diversion therein described on or before the _____ day of
_____ A. D. 19 _____ and for the application to beneficial use of said
water on or before the _____ day of _____ A. D. 19 _____
and,

WHEREAS, On the twenty-fourth day of July, A. D. 19 11
the holder, of said permit duly made proof of the completion of adequate works for the diversion of two
_____ cubic feet per second of said waters, as evidenced by ^a my Certificate No. 80-1
dated July 10, 1911, confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use two cubic feet per second of water,
with date of priority of July 16, 1910, and,

WHEREAS, On the twenty-fourth day of July, A. D. 19 11
proof was duly made of the application to beneficial use of two cubic feet per second of
said water;

For irrigation upon the E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30, Town-
ship 13 N., Range 11 E. B.H.M.

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of South Dakota, I hereby grant and confirm to.....NANCY. A., LENERVILLE.....
of.....Vernal.....the holder... and owner... of said permit No.....80-1.....
a water right, dating from.....July 16, 1910,.....to the use of.....two.....
cubic feet per second of the waters ofAntelope Creek.....
in the County of.....Parkins.....and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinbelow mentioned, to be diverted atE. of SW. of Section 30,.....
Township 16 N., Range 11 E., B.H.M.,.....
and conducted () and uponE. of SW., W. of SE., SE. of SE., Section 30, Town-
ship 16 N., Range 11 E., B.H.M.,.....
for the purpose... of...irrigation.....

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 lateral 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 the seal of my office at Pierre, South Dakota,
this.....24th.....day of.....July.....A. D. Nineteen
|| Hundred and...Eleven...

State Engineer.

STATE OF SOUTH DAKOTA

Water License No. 82-1

To HANCOY, A., LEMERVILLE

Source of Supply

Antelope Creek

Parkina County

Am't Two Sec. Feet

Point of Diversion N. 1/4, Sec.

30, T. 16 N., R. 11 E. 31/4

Place of Use S. 1/4, S. 1/4, W. 1/4, S. 1/4, E. 1/4

SW 1/4, Sec. 30, T. 16 N., R. 11 E. 31/4

Purpose Irrigation.

Date of Priority July 16, 1910.

Recorded December 21, 1910,

In Book -1- of Record Page 177.

FILED
JUL 24 1911

SAMUEL H. LEA, State Engineer.

Permit No. 80-1

Water Division No. 1 Moran River Water District

Certificate of Application of Water to Beneficial Use.

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Nancy A. Jenerville, P. O. and residence Vernal, B. D.

Occupation farmer and rancher

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. I am sole owner, and am acting for no one else.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 80-1 Date July 16, 1910

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Antelope Creek, Diversion Point W¹ SW¹ Sec. 30, Tp. 16 N.

Range 11, East of Black Hills Meridian

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. The works consists of one main dam, three main ditches and

laterals. The works are capable of conveying 8 cubic feet of water per second on to the land when in operation

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Water is used for irrigation only, E¹ SW¹ - 50 acres irrigatedW¹ SE¹ Sec. 30 - 42 acres irrigated.SE¹ of SE¹ of Cos. 30 - 25 acres irrigated.

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. None other use than irrigation

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 4 cubic feet of water per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. I am the original applicant

Permit No. 80...-1...

Water Division No. 1...Moratu River... Water District

Certificate of Application of Water to Beneficial Use.

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Nancy A. Lenerville, T. O. and residence Vernal, S. D.

Occupation farmer and rancher

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. I am sole owner, and am acting for no one else.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 80... Date July 16, 1910

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Antelope Creek. Diversion Point W¹ SW¹ Sec. 30, Tp. 16 N.

Range 11, East of Black Hills Meridian

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. The works consists of one main dam, three main ditches and

laterals. The works are capable of conveying 8 cubic feet of

water per second on to the land when in operation

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Water is used for irrigation only. E¹ SW¹ - 50 acres irrigatedW¹ SE¹ Sec. 30 - 40 acres irrigated.SE¹ of SE¹ of Cos. 30 - 25 acres irrigated.

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. None other use than irrigation

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. A cubic foot of water per second

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. I am the original applicant

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. During the growing season on 1900 and 1910. About one half of the land irrigated as stated above was in various crops.

* (Sign.) Chas. A. Linnell

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in _____, County of Parkina

State of South Dakota, on this 17th day of June A. D., 1911

Chas. A. Linnell
U. S. Commissioner

Permit No. 80-1

Proof of Application of Water to
Beneficial Use.

DEPOSITION OF HOLDER.

Amount of water Two second feet

Source Antelope Creek

County Perkins

Purpose Irrigation

Place of Use E 1/4, N 1/4, and

SE 1/4 of SE 1/4 Sec. 30 Tp. 16 N

Range 11 East, B. H. M.

Date of priority July 16, 1910.

RECEIVED

JUL 19 1911

OFFICE OF STATE ENGINEER,
PIERRE, S. DAK.

Received and filed July 19, 1911.

FILED
JUL 24 1911
SAMUEL H. LEA, State Engineer.

Permit No. 80-1

Water Division No. 1, Missouri River Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Engineer, Pierre, South Dakota:

Dear Sir: I hereby certify that in accordance with your letter of authorization dated May 15, 1908, I have this day made a thorough examination of the diversion works constructed by Nancy A. Lander, of Vermilion, South Dakota, Parlin County, South Dakota, holder of permit No. 80-1 issued upon application No. , bearing date of priority of , 19 , authorizing the diversion of 4 second feet of the waters of Antelope Creek for irrigation purposes. I have to report on the condition of the same as follows:

The diversion works comprise: one main dam, three main ditches and laterals

and the system is in the following condition: The system is in good condition to take care of the flood water and convey it to the land as was originally intended.

The point of diversion is located W 1/4 Sec. 30, Tp. 16 N., Range 11 East of Black Hills meridian.

The works are capable of diverting and conveying to the place of use 2 second-feet of water, which is to be used for irrigation only.

The legal sub-divisions to be irrigated are: SE 1/4, W 1/4, E 1/4 of Sec. 30, Tp. 16 North, Range 11 East, Black Hills meridian

comprising a total of 300 acres of land.

The domestic use intended comprises None

The utilization for power, mining, or other beneficial uses comprises: None

Witness my hand, this 10th day of July, A. D. 1911.

Examining Engineer.

Permit No.80-1

Water Div. No. 1...Moreau...Water Dist.

**Certificate of Examination
of Works**

Dated.....July 10,..... 1911.

CreamAntelope Creek.....

County.....Perkins.....

AmountTwo..... Second Feet

Date of Priority....July 16, 1910...

Recorded in Book.....-1-..... Page...177.....

Filed in the office of the State Engineer this

24th day ofJuly.... A. D. 1911.

Samuel H. Lea
State Engineer.

By *B. B. Lea*
Deputy.

RECEIVED

JUL 19 1911

OFFICE OF STATE ENGINEER,
PIERRE, S. DAK.

FILED

JUL 24 1911

SAMUEL H. LEA, State Engineer.

A F F I D A V I T.

Protest against appropriation of water.

To the Hon. Samuel H. Lee, State Engineer.

I, George F. Henderson of Wyondotte, Perkins County, South Dakota after being first duly sworn upon oath depose and say that I am the indentional person who is living on the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section Thirty and the W $\frac{1}{2}$ of NW $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section Number 31, Township 16, Range 11, EBHM.

I further claim that my homestead, above described, is damaged by the water backing up and overflowing my claim by the dam that is used to irrigate upon the desert claim of one Nancy A. Lenerville for the E $\frac{1}{2}$ of S W $\frac{1}{4}$ of Section 30. Twp 16, Range 11, E B H M, this reservoir is to be used in irrigation of the S E $\frac{1}{4}$ of S E $\frac{1}{4}$, W $\frac{1}{2}$ of S E $\frac{1}{4}$ & E $\frac{1}{2}$ of S W $\frac{1}{4}$ of Section 30, Twp. 16, Range 11. being the land embraced in desert entry of the said Nancy A. Lenerville.

I further state that when this reservoir is full of water that it backs over and covers from five to six acres of my land, making it entirely useless for farming purposes, same being on the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 30, Township and Range above described.

I further state that the water floods this portion of my place so that it would destroy any crop that I might have planted on the above land and that it damages my land to a large extent.

I further state that if this dam is allowed where it now is it would necessitate the building of two bridges which otherwise would not have to built.

I further state that I have lost a horse by drowning in this reservoir and claim that it is unsafe to have this water there when there are no bridges.

I now state that my reason for entering this protest is to prevent the said Nancy A. Lenerville to have granted to her the appropriation for the land and water in the said reservoir as I know from personal knowledge and observation that it is a great damage to my land and I feel that I am acting honestly in entering the said protest and I sincerely trust that the Hon. Samuel H. Lee, State Engineer, will examine, or cause to have examined the said land and reservoir, and will now allow the said appropriation to the said Nancy A. Lenerville.

George F. Henderson
.....
Affiant.

Before me, Frank Rhoda, A Notary Public in and for Adams County, North Dakota, personally appeared George F. Henderson of Wyondotte, B. D. to me known to be the person subscribed to and who executed and signed the above affidavit and acknowledged to me that he executed and signed the above and that the facts therein set forth are true to the best of his personal knowledge and observation. Dated this 12th. day of September A.D. 1910.

Frank Rhoda
.....
Notary Public, Adams County, N. D.
My Commission expires May 21st, 1913.

A F F I D A V I T .

~~Department of the Interior,~~
~~United States Land Office,~~
~~Lisbon, South Dakota,~~

Protest against appropriation for Water.

TO THE HON. SAMUEL H. LEA, STATE ENGINEER.

I, William L. Henderson of Wyondotte, Perkins County, South Dakota after being first duly sworn upon oath depose and say that I am the identical person who is living on the SE $\frac{1}{4}$ of section 25 township 16 range 10 EBH;M.

I further state that my homestead above described is damaged by the water backing up and over-flooding my claim by the dam that is used to irrigate upon the desert claim of one NANCY A. LENERVILLE for the E $\frac{1}{2}$ of SW $\frac{1}{4}$ of section 30-16-11 this reservoir is to be used in irrigation the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, W $\frac{1}{2}$ of SE $\frac{1}{4}$ & E $\frac{1}{2}$ of SW $\frac{1}{4}$ of section 30-16-11. being the land embraced in the desert entry of the said Nancy A. Lenerville.

I further state that when this reservoir is full of water that it back up across the my entire quarter and cuts it in too in such away that I would be obliged to build a bridge and go to a large expense in order to get back and forth on my own homestead.

Further state that the water floods my place so that it would destroy any crop that I would have in, and that it damages my land to a large extent.

Further state that this dam causes the public highway to be blocked up in such a manner that it is unable to cross with a team, and it will swim a horse at any time in two different places.

I now state that my reason for entering this protest is to prevent the said Nancy A. Lenerville to have granted to her the appropriation for the land and water in the said reservoir, as I know from personal knowledge and observation that it is a great damage to my land, and I feel that I am acting honestly in entering the said protest, and I sincerely trust that the Hon. Samuel H. Lea, State Engineer, will examine, or cause to have examined the said land and reservoir, and will not allow the said appropriation to the said Nancy A. Lenerville.

William L. Henderson

Affiant.

Before me, VERNON A. WILLIAMS, a Notary Public, of South Dakota, personally appeared William L. Henderson of Wyondotte Perkins County, South Dakota and makes the before stated affidavit, and he signed the same and acknowledged that it was true from his personal knowledge and observation, on this 10th day of September, 1910, at Lemmon, S. Dak.

Vernon A. Williams
Notary Public, S. Dak.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA } ss
County of PerkinsI, A. T. Wallace being duly

sworn, deposes and says the annexed printed copy of Notice

Intention to appropriate Water was taken from the

Perkins Co Leader a newspaper which

during the whole time of publication of said notice herein-

after stated, has been and is printed and published in the

Perkins County ofand State of South Dakota,
That the said notice was published in said newspaper on the

following dates:

July 29, Aug 5-12-19-26

in each and every issue of the full number thereof, the first

publication being made on the 29 day of July1910 and the last publication on the 26 day ofAugust 1910, 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.

Subscribed and sworn to before me this 26 day of Aug A. D. 1920

RECEIVED

SEP 14 1910

OFFICE OF STATE ENGINEER,
PIERRE, S. DAK.Notary Public Samuel H. Lea County, S. D.

Office of the State Engineer, Pierre, S. D., July 22, 1910.
 Notice is hereby given that Nathan A. Lenerville, whose residence address is Lenerville, Perkins county, S. D., has made an application in accordance with the provisions of the litigation laws of South Dakota for a permit to appropriate for beneficial use two cubic feet of water per second of time from Antelope Creek through the Lenerville Diversion Works, the point of diversion of which is to be located upon both banks of the stream in the SW of the SW 1/4 of section 30, township 10N, range 11E, 11th M., said water to be used for the purpose of irrigation upon the SW 1/4, NW 1/4, and SE 1/4 of section 30, township 10N, range 11E, 11th M., S. D.
 This application will be taken up by the state engineer at his office at Pierre for consideration and appropriate action upon the 20th day of September, 1910, at 9 a. m., at which time all persons who believe that their prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare, and also parties making the application, and to be benefited, are notified to be present either by sworn affidavit or in person for the purpose of presenting any relative testimony.
 51-5 Samuel H. Lea, State Engineer.

(First Publication.....190.....)

APPROPRIATION OF WATER

Office of the State Engineer,

Pierre, S. D., July 23, 1900

Notice is hereby given that Nancy A. Lonorville

whose postoffice address is Vernal

Parkins

County, S. D., has made an application in accordance with the provisions of the irrigation laws of South Dakota for a permit to appropriate for beneficial use two cubic feet of water per second of time from Antelope Creek

Works

through the Lonorville Diversion, the point of diversion of which

is to be located upon the both bank of said stream in the E¹XX of the SW¹ 4 of section 30 township 10 N. range 11 W. said water

to be used for the purpose of irrigation

upon the SE¹ 4, SW¹ 4, NE¹ 4, and E¹ 4, Section 30, Township 10 N., Range 11 W. S.D.

This application will be taken up by the state engineer at his office at Pierre for consideration and appropriate action upon the 30th day of September 1900, at 9 a. m., at which time all persons who believe that the prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare, and also parties making the application, and to be benefited, are notified to be present either by sworn affidavit or in person for the purpose of presenting any relative testimony.

State Engineer

South Dakota
Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

June 1, 1990

80-1

Merle Kopren
Fishhook Ranch, Inc
HCR 1 Box 108
Prairie City, SD 57649

Dear Mr. Kopren:

I am contacting you in regard to the status and ownership of Water Right No. 80-1. The water right is currently listed in the name of Nancy A. Lenerville. The Perkins County Assessor's Office has you listed as owner of the land described in Water Right No. 80-1. Enclosed is a copy for your review.

If the land is currently being irrigated and has been continually irrigated since the water right was issued, it should be transferred to you. Continuous irrigation, of course, would depend upon whether or not water was available to irrigate with.

SD Water Law 46-5-37 states that when any person entitled to the use of appropriated water fails to use beneficially all or any part of such water for the purpose for which it was appropriated, for a period of three years, such unused water shall revert to the public and shall be regarded as unappropriated public water.

If you feel the water right is still valid, please complete the enclosed "Notice of Transfer of Ownership". The form will need to be signed by you in the presence of a notary public and returned to our office with a required filing fee of \$2.50.

Please notify us as to the status of Water Right No. 80-1 and whether or not you wish to file the change of ownership. If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

No. 80-1

TO: Chief Engineer
Water Rights Division, DWR
523 East Capitol
Pierre, SD 57501-3181

Date: 6-18-90



I/We request that Water Permit/Right No. 80-1

formerly owned by: Nancy A Lenerville

be transferred to: (name & address) Fishhook Ranch, Inc.
SR 1 Box 108
Pierre, SD 57619 (telephone No.) 866-11641

Title to the following described land(s)/property has been transferred as described above:
107 acres - E 1/2 SW 1/4, W 1/2 SE 1/4, SE 1/4 SE 1/4 Section 30, T16N, R11E

I/We understand that the validity of Water Permit/Right No. 80-1 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 at the Division of Water Rights, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Perkins)

I/We Fishhook Ranch Inc. being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Fishhook Ranch Inc. by
Willis Koppen V. Pres.
(Signed)

Subscribed and sworn to before me this 18 day of June, 1990.

Cindy R. Koppen
(Notary Public)
Exp. 5-23-1997

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a water 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

Division of Water Rights

South Dakota Department of Water and Natural Resources

412273

Pierre, June 20, 1990

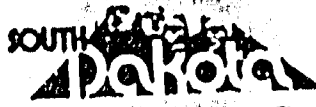
RECEIVED OF Fishhook Ranch SD #1 Box 108 Prairie City, SD 57649

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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 _____ Water Right No. 80-1	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By

John Hatch (signature)
Chief Engineer



Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

June 21, 1990

80-1.

Willis Kopren
Fishhook Ranch, Inc.
SR #1 Box 108
Prairie City, SD 57649-9703

Dear Mr. Kopren:

Enclosed is Receipt No. 412273 in the amount of \$2.50 which you paid for transfer of Water Right No. 80-1.

Our records now reflect "FISHHOOK RANCH, INC." as the owner of this Water Right.

Sincerely,

Marie R. Arthur

MARIE R. ARTHUR
Secretary
Water Rights Division
(605) 773-3352

enclosure