

LOCATION NOTICE

122-1

122-1

KNOW ALL MEN BY THESE PRESENTS:

THAT Garrett Mack whose post office is Bend, South Dakota, a citizen of the United States, above the age of 21 years, being in possession of the following described land, to-wit: East half North and South section 12 township Three North range Seven East B. H. M. in Minnehaha County, South Dakota. Said lands comprising Desert Entry No. 824 Land District, availing himself of the right granted him under the provisions of Section 31 of Chapter 180 of the Session Laws of South Dakota of 1907, has located and claims the right to construct a certain dam across a dry draw situated in the N.E. 1-4 of the N.W. 1-4 section 12 township Three North range Seven East and has located and claims the right to construct ditches and flumes for the purpose of directing flood waters from said dam for irrigation of the land first above described, and claims the right of way across any land for the purpose of conveying said waters for said purpose.

Said locator claims for the above purpose Seven cubic feet of water per second during the following described annual periods inclusive, each year.

Said location was made on the 2nd day of June 1919.

Witness my hand and seal this 16th day of October 1919.

Garrett Mack

Locator.

STATE OF SOUTH DAKOTA)
COUNTY OF Pennington) ss

On the 16th day of October 1919, before me

Notary Public, a Notary Public in and for the County and State aforesaid, personally appeared Garrett Mack to me personally known to be the person who executed the foregoing instrument and acknowledged that he executed the same for the uses and purposes therein set forth.

Witness my hand and official seal, the day and date above written.

Notary Public.

Pierre, South Dakota, November 2nd 1919

This is to certify that the foregoing location notice was received at this office at 9 o'clock a M., upon the 2nd day of November 1919, and after examination it was filed for record.

Samuel H. Lister

State Engineer.

State of South Dakota

LOCATION NOTICE Water License No. 182-1

(1) Carrie L. Mack
of Bend, South Dakota located and filed Location Notice No. 182-1
made Application No. November 2, 1909 for a ^{right} ~~water permit~~ to appropriate
2.0 cubic feet per second of water from a dry draw
Meade County, South Dakota for irrigation purposes.

Location Notice
~~Permit~~ No. 182-1, with a priority date of November 2, 1909
located and filed by the ~~and issued to~~ applicant(s) for diversion of water with construction of the described
water supply system to be completed on or before and the water placed and for the application to beneficial use of said
water on or before.

Carrie L. Mack originally located and filed Location Notice No. 182-1. On February 24, 1987, Location Notice No. 182-1 was transferred to Lloyd Smith.

and

(2) It is certified that the application has complied with the provisions of South Dakota State Law relating to completion of
the construction of the water supply system and is entitled to divert 0.17 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is 860'S and 550'W of the NW Corner of
Section 12, T31N-R9E

and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, to irrigate the following land all in T3N-R9E

Section 12 NE1/4 3 Acres
SE1/4 9 Acres
TOTAL 12 ACRES

(4) Pursuant to §46-5-30.1 Lloyd Smith
of 3325 Flint Drive, Rapid City, South Dakota 57702
the holder(s) and/or owner(s) of Water Permit No. 182-1 is issued a license to appropriate water, the right to use
0.17 cubic feet per second of water from a dry draw with a priority date
of November 2, 1909 from the location specified in (2) of this license. The water to be
conducted to and upon lands specified in (3) of this license for the purpose of irrigation

This license is subject to any limitations or qualifications listed in Location Notice 182-1 and subject
to South Dakota State Law.

John Hatch
Chief Engineer, Water Rights Division
Department of Water and Natural Resources

JOHN HATCH

APR 30 1967

Location Notice ~~182-1~~ No. 182-1Upper Cheyenne River Water District 10'201111**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use:**

TO: Chief Engineer, Division of Water Rights, DWNR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Lloyd Smith3325 Flint Dr. of Rapid City, SD 57702 holder ofLocation Notice 182-1, bearing the priority of (3rd) November 2 1909 authorizingthe diversion of 2.0 cu. ft. per second of the waters of Dry Drawfor Irrigation purposes, in Meade Co. County.

I have to report on the conditions of the same as follows:

A. Works used to divert the water:

Diversion Dam with 15" CMP. Drop spillway 4.0 ft below emergency spillway of dam. Controls is a T.M cover over end of 15" CMP. Dam has 4.8 AF storage for Irrigation

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

Ditch along edge of hill.

C. Works used to apply water to beneficial use:

Openings in ditchThe system is in the following condition Poor.The point of diversion is located 860' S x 550' W of N 1/4 corner of section 12, T3N R9EThe works are capable of diverting and conveying to the place of use 8.0 (est)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:

NE 1/4 NW 1/4, Sec. 12, T3N R9E = 3 Ac.SE 1/4 NW 1/4 " 12 " " = 9 Accomprising a total of 12 acres of land and the license should be issued for 187 dsApplicable permit qualifications have been complied with X Yes NoExceptions to compliance are: Date October 22, 1981LeRoy J. Mernagh

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

This is to notify you that the title to the lands described as follows:

E½ NW¼ Section 12, T3N, R9E

formerly owned by Carrie L. Mack

has been transferred to Lloyd Smith, 3325 Flint Dr., Rapid City SD 57702

(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Location Notice
~~XXXXXX XXXX XXXX~~ No. 182-1 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in the appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)
) ss.

Pennington

Lloyd E. Smith

being first duly sworn on my oath, depose and say, That in relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information therein stated is true.

Lloyd E. Smith
(Signed)

Subscribed and sworn to before me this 10 Day of Feb., 1987.

Pat Kortenbach
(Notary Public)



RECEIPT

Division of Water Rights
South Dakota Department of Water and Natural Resources

419743

Pierre, February 17, 1967, 19__

RECEIVED OF Lloyd E. Smith, 3325 Flint Drive, Rapid City, SD 57702

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. <u>1-2-1</u>	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
Chief Engineer

JOHN HATCH



South Dakota Department of
Water & Natural Resources

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

January 14, 1987



Lloyd Smith
3325 Flint Drive
Rapid City, SD 57702

Dear Mr. Smith:

October 22, 1986, Mr. LeRoy Mernaugh, of this office inspected your water use system under Location Notice No. 182-1. This was done in order for the location notice to be updated and licensed.

In order to update your location notice, a notice of transfer should be filed with our office to transfer the name on the location notice from Carrie L Mack to you. When the transfer is completed, a water license will be issued for the lands you are actually irrigating. This will bring your location notice up-to-date.

Enclosed is a partially completed "Notice of Transfer". Please check over the form, date, and sign in the presence of a notary public. Upon completion of the form, please return it to our office with a filing fee of \$2.50.

If you have any questions concerning this procedure, please contact our office.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
605 773-3352

no transfer form received

WATER RIGHTS DIVISION
(605) 773-3352

February 25, 1987

Lloyd E. Smith
3325 Flint Drive
Rapid City, South Dakota 57702

Dear Mr. Smith:

Thank you for the completion and return of the "Notice of Transfer" for Location Notice No. 182-i. I am returning your check #7406 in the amount of \$2.50 which you submitted to cover the filing fee.

We received a \$2.50 payment from you for the filing fee on February 17, 1987. An additional fee is not required. Enclosed is the receipt for this filing fee.

The transfer of the location notice has been completed and it is now listed in your name. The water license will be issued and mailed to you at a later date.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Natural Resources Analyst

GM:ms
Enc.



**Department of
Water & Natural Resources**

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

Water Rights Division
605 773-5352

No. 182-1

APR 30 1987

Lloyd Smith
3325 Flint Drive
Rapid City, South Dakota 57702

Dear Mr. Smith:

Enclosed is Location Notice Water License No. 182-1. As long as the water is used beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

enclosure

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LN 182-1

NOT TO SCALE

