

Location Notice # 470-1

George Lermany

LOCATION NOTICE

Know All Men By These Presents:

That **Carl T. Moberg**

whose post office is **Onionville**

South Dakota, a citizen of the United States,

above the age of 21 years, being in possession of the following described land, to wit:

S.E. 4 Section **14** Township **10** Range **6 East** **T. H. M. in** **Harding** County, South Dakota.

Said land comprising Desert Entry No. _____ Land District availing

himself of the right granted him under the provisions of Section 3814 Chapter 80 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 **S.W. 1/4 of the SE 1/4 of section 14** Township **10** Range **6** known as **Moberg**

and ditch across **sec. 14, Township 10, Range 6** known as **Moberg**

B. H. M/ and has located and claims the right to construct ditches and flumes for the purpose of **Draw**

all in said draw and stock and domestic purposes

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 water for said purpose

Said dam to be for the above purpose **Five** rods feet of water to be stored in the following

described annual periods **All the year**

inclusive each year.

Location of the dam and location of the reservoir is as follows:

From the _____

The dam _____

for a distance of _____ feet

Said location was made on the **30th** day of **AUGUST** 1907

Witness my hand and seal this **30th** day of **AUGUST** 1907

(Signed) **CARL T. MOBERG**

Locust

STATE OF SOUTH DAKOTA,

County of **Harding**

On the **30th** day of **August** 1907, before me **J. B. Whitney**

Notary Public in and for the County and State

After said, personally appeared **Carl T. Moberg** who 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.

(Signed) **J. B. WHITNEY.**

State of South Dakota

Location
Notice Water License No. 470-1

(1) George Lermeney
of Box 124, Rava, South Dakota, located and filed Location/No. 470-1
made Application No. _____, August 30, 1912 for a water permit to appropriate
5.0 cubic feet per second of water from dry draws
Harding County, South Dakota for irrigation purposes.
Location Notice 470-1 with a priority date of August 30, 1912
was ~~approved~~ located and filed by the applicant(s) for diversion of water with construction of the described
water supply system, ~~and the water placed~~ The system was and for the application to beneficial use of said
water on or before _____.

Carl T Moberg originally located and filed Location Notice No. 470-1.
February 28, 1985, Location Notice No. 470-1 was transferred to George
Lermeney.

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 0.7 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is are #1 - 1000'N and 1560'W of the
SE corner Section 12; #2 - 400'N and 550'W of the SE corner of Section 12,
T19N, R6E

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 Section 12, T19N, R6E~~

NE 1/4 SE 1/4 25 acres (DA)

SE 1/4 SE 1/4 23 " (DD)

TOTAL 48 acres

(4) Pursuant to §46-5-30.1 George Lermeny

of Box 124, Reva SD 57651

the holder(s) and or owner(s) of ^{Location Notice} Water Permit No. 470-1 is issued a license to appropriate water, the right to use 0.7 cubic feet per second of water from dry draws with a priority date of August 30, 1912 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} Water Permit No. 470-1 and subject to South Dakota State Law.


John H. Hallett
Chief Engineer, Water Rights Division
Department of Water and Natural Resources

FEB 28 1985

27-6
3-14

R 6 E

R 7 E

T
19
N

#1 pt. of
Diversion

1560'

NE $\frac{1}{4}$ SE $\frac{1}{4}$

25 A6

SE $\frac{1}{4}$ SE $\frac{1}{4}$

23 A6

1000'

400'

550'

#2 pt. of
Diversion

George Lermany

Location Notice # 470-1

Location Notice Permit No. 470-1Grand River Water District 10130302**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

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

I have this day made a thorough examination of the water use system constructed by George Liermany
Box 124, _____ of Reva, S. Dak 57651 holder of
 Permit No. LN 470-1, bearing the priority of August 30 19 12 authorizing
 the diversion of 5.0 cu. ft. per second of the waters of Dry Draws
 for Irrigation purposes, in Harding County.

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

A. Works used to divert the water:

Two small diversion dams that divert water from Dry 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 and Ditches to spread waterThe system is in the following condition Fair

The point of diversion is located #1 = 1000' N and 1560' W of the SE Cor Sec. 12,
#2 = 400' N and 550' W of the SE Cor of Sec 12, T19N R6E

The works are capable of diverting and conveying to the place of use 10 + cfs.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:

All in section 12, T19N R6ENE $\frac{1}{4}$ SE $\frac{1}{4}$ = 25 Ac.SE $\frac{1}{4}$ SE $\frac{1}{4}$ = 23 Ac.comprising a total of 48 acres of land and the license should be issued for 0.7 lsApplicable permit qualifications have been complied with X Yes No

Exceptions to compliance are: _____

Date August 16, 1984

Leroy J. Mernough
 (signature)

Location Notice
No. 470-1

WATER RIGHTS DIVISION
(605) 773-3352

December 5, 1984

George Lermany
Box 124
Reva, South Dakota 57651

Dear Mr. Lermany:

In August, 1984, when Mr. LeRoy Mernaugh of this office, inspected your water use system authorized by Location Notice No. 470-1, you were informed that you needed to submit a Vested Right Application. Since that time, after discussion with Staff and further interpretation of the South Dakota Water Laws, it was concluded a Vested Right Application would not have to be filed.

In order to update your location notice, a notice of transfer should be filed with our office to transfer the name from Carl T. Moberg to your name. 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 transfer form for transferring the location notice. Please check over, date, sign before a notary public and return the form to this office with a \$2.50 filing fee.

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

Sincerely,

Genny McMath
Natural Resources Analyst

GJM:ms
Enc.

NO. 470-1

Location Notice
NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: Feb 22, 1985

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

SE1 Section 12, T19N, R6E

formerly owned by Carl T. Moberg

has been transferred to George Lermen, Box 124, Reva, South Dakota 57651

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

Location Notice
~~Water Right Permit~~ No. 470-1 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 its 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)
County of Pearl River) ss.

I, George Lermen 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 I know of my own personal knowledge that the information herein stated is true.

George Lermen
(Signed)

Subscribed and sworn to before me this 22 Day of February, 1985.

3-31-89 Erwin Tenold
(Notary Public)



RECEIPT

Division of Water Rights

No 4 9957

South Dakota Department of Water and Natural Resources

Pierre, February 20, 1918

RECEIVED OF George Lerran, Box 124, Reva SD 57651

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 No. 470-1 Location (detached)	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

J. I. Hatch
Chief Engineer JOHN HATCH (ms)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

No. LN 470-1

FEB 28 1985

George Lermany
Box 124
Reva SD 57651

Dear Mr. Lermany: **Location Notice**

Enclosed herewith is, Water License No. 470-1. This is the final water right document completing your process of obtaining a water right.

As long as you use the water 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: ks

Enclosures

Receipt No. 49957 is enclosed for the transfer of Location Notice 470-1. The water license is now listed in your name.

WNR-817 3/83
Transmittal of Water License