

654-1

Lafin Ranch

LOCATION NOTICE

KNOW ALL MEN BY THESE PRESENTS:

That James E. Horton, Lucile Horton, J. Ray Horton, J. E. Horton and W. A. Horton whose post office addresses are all Covert, South Dakota, all being over the age of twenty-one years and being in possession of the following described lands to-wit: East Half (E $\frac{1}{2}$) of the Southeast quarter (SE $\frac{1}{4}$) of section Twenty-four (24) Township Sixteen (16) North of Range Seven (7) E.B.H.M. and Lots Three and Four (2-3) and the West Half (W $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section Nineteen (19) and Lot One (1) and the Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) and the Northwest Quarter (NW $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section Thirty (30) Township Sixteen (16) North of Range Eight (8) E.B.H.M. South Half (S $\frac{1}{2}$) of Section Twenty-five (25), Township Sixteen (16) North of Range Seven (7) E.B.H.M. Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-five (25) Township Sixteen (16) North of Range Seven (7) E.B.H.M. in Harding County, South Dakota, and the said parties, being desirous of availing themselves of the rights granted under the provisions of Section 31 of Chapter 150 of the Session Laws of the State of South Dakota for the year 1907 and all acts amendatory thereto and they have located and claim the right to construct a certain dam across a dry draw situated on Lot Four (4) in Section Nineteen (19) and lot One (1) in Section Thirty (30) all in Township Sixteen (16) North of Range Eight (8) E.B.H.M. and have located and claim the right to construct certain ditches and fl es for the purpose of diverting flood waters from said dam for irrigation of the land first above described and claim the right of way across any lands for the purposes and also said location being not only for irrigation of said land but for stock and domestic purposes. The said locators claiming for said purpose twenty cubic feet of water per second during the following annual periods, from the 1st of January to the 1st of July, inclusive, each year.

The dam and point of diversion will run as follows: from the Southwest corner of Section Nineteen (19) North approximately Forty (40) rods, and a part of the Northeast Quarter (NE $\frac{1}{4}$) of Section Twenty-four (24) in Township Sixteen (16) North of Range Seven (7) E.B.H.M. and in Section Nineteen (19) Township Sixteen (16) North of Range Seven (7) E.B.H.M. That the ditches will run in a southwesterly direction approximately Two miles and in a southeasterly direction approximately one mile to and upon the land for approximately the entire distance. The said water coming from said dam in a southerly direction in the ditch for approximately one half mile and then divides in two directions to the southwest and to the southeast in one ditch in each direction. That said ditch passes over the land of the State of South Dakota in the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-five (25), Township Sixteen (16) North of Range Seven (7) E.B.H.M. Said location was made on the 26th day of July 1909.

WITNESS: Our hands and seals this 31st day of May, A. D. 1919.

James E. Horton
Lucile Horton
J. Ray Horton
J. E. Horton
W. A. Horton

State of South Dakota

Location Notice Water License No. 654-1

(1) Lafin Ranch
of Route #3, Box 44, Newell, South Dakota located and filed Location Notice No. 654-1
made Application No. July 26, 1909 for a right water permit to appropriate
20.0 cubic feet per second of water from a dry draw
Harding County, South Dakota for Irrigation purposes.
Location Notice
Permit No. 654-1, with a priority date of July 26, 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

The applicable portions of Location Notice No. 179-1 have been incorporated into Location Notice Water License No. 654-1. A July 26, 1909 priority date is retained for all lands irrigated.

James and Lucille Horton originally located and filed Location Notice No. 179-1. James, Lucille, J. Ray, J. B. and W. A. Horton originally located and filed Location Notice No. 654-1. December 17, 1984, Location Notice Nos. 179-1 and 654-1 were transferred to Lafin Ranch.

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 1.9 cubic feet per second of water for beneficial use. The location of the diversion point(s) is 300'N and 900'E of the SW Corner of
Section 19, T16N, R8E

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 lands all in Section 25, T16N,

R7E.

NW $\frac{1}{4}$ NE $\frac{1}{4}$ 5 Acres (AB)

NE $\frac{1}{4}$ NE $\frac{1}{4}$ 2 Acres (AA)

SW $\frac{1}{4}$ NE $\frac{1}{4}$ 31 Acres (AC)

SE $\frac{1}{4}$ NE $\frac{1}{4}$ 31 Acres (AD)

NW $\frac{1}{4}$ SE $\frac{1}{4}$ 36 Acres (DB)

NE $\frac{1}{4}$ SE $\frac{1}{4}$ 26 Acres (DA)

SW $\frac{1}{4}$ SE $\frac{1}{4}$ 2 Acres (DC)

TOTAL 133 ACRES

(4) Pursuant to §46-5-30.1 Lafin Ranch

of RR#3, Box 44, Newell, South Dakota 57760

the holder(s) and/or owner(s) of Location Notice Water Permit No. 654-1 is issued a license to appropriate water, the right to use

1.9 cubic feet per second of water from a dry draw with a priority date

of July 26, 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 Water Permit No. 654-1 and subject to South Dakota State Law.

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

JOHN HATCH

APR 29 1985

R7E

R8E

Houk 14
Houk Spring
2968

18

Brown =
LN 654-1

Horton Ranch

Well

4+3
4+4
2959
Little
4+1

SP-1446
High Hazard Dam
22ft High
162 AF Storage
SW 4SW 4 Sec 19

Laflin Ranch

Location Notice
No. 654-1

North

T
16
N

R 7 E

R 8 E

24

19

20

Pt. of Diversion

900'

300'

24 19

25 30

NW $\frac{1}{4}$ NE $\frac{1}{4}$
5 Ac

NE $\frac{1}{4}$ NE $\frac{1}{4}$
2 Ac

SW $\frac{1}{4}$ NE $\frac{1}{4}$
31 Ac

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

25 NW $\frac{1}{4}$ SE $\frac{1}{4}$
36 Ac

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

SW $\frac{1}{4}$ SE $\frac{1}{4}$
2 Ac

Laflin Ranch

Location Notice # 179-1

16-8

3-295

16-7

3-295

(179-1 was incorporated
into 654-1)

LN # 654-1

Laflin Ranch

Location Notice Permit No. 654-1 Incorporates LN # 179-1
Moreau River Water District 10130305

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 Ph. 856-4462

I have this day made a thorough examination of the water use system constructed by Kaflin Ranch

Rt # 3, Box 44 Newell, S. Dak. 57760 holder of
 Permit No. LN# 654-1, bearing the priority of July 26 October 15 1909 D.M. authorizing

the diversion of 20.0 ^(H.M.) cu. ft. per second of the waters of Dry Draw
 for Irrigation purposes, in Harding County.

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

A. Works used to divert the water:

Dam: 600' long, 22' High, 6' Top width, 3:1 ss, 3.0' Freeboard.
12" Glazed tile/controls, 16' Water Depth, 162 AF storage
25 Surface Ac.

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

Irrigation Ditch to Field.

C. Works used to apply water to beneficial use:

Diversion Dikes and Ditches to Spread Water

The system is in the following condition Fair

The point of diversion is located 300 ft N and 900 ft E of the SW Corner
of Sec. 19, T16N R8E.

The works are capable of diverting and conveying to the place of use 2.0

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 Sec. 25, T16N R7E

NW 1/4 NE 1/4 = 5 Ac

NW 1/4 SE 1/4 = 36 Ac

NE 1/4 NE 1/4 = 2 Ac

NE 1/4 SE 1/4 = 2.6 Ac

SW 1/4 NE 1/4 = 31 Ac

SW 1/4 SE 1/4 = 2 Ac

SE 1/4 NE 1/4 = 31 Ac

comprising a total of 133 acres of land and the license should be issued for 1.9 cfs

Applicable permit qualifications have been complied with X Yes No

Exceptions to compliance are:

The applicable portions of Location Notice 179-1
 have been incorporated into Location Notice
 Water License No. 654-1.

Date September 10, 1989

LeRoy J. Mernaugh
 (signature)

 **Department of
Water & Natural Resources**

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

Water Rights Division
605 773-3352

December 10, 1984

Location Notices

No. 179-1 & 654-1

Laflin Ranch
RR 3, Box 44
Newell SD 57760

Dear Sirs:

In September, 1984, when Mr. LeRoy Mernaugh, of this office, inspected your water use system under Location Notices No. 179-1 and 654-1 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 notices, a notice of transfer should be filed with our office to transfer the location notices to Laflin Ranch. When the transfers are completed, a water license will be issued for the lands you are actually irrigating. Since Location Notice No. 179-1 will be incorporated into Location Notice No. 654-1, only one license will need to be issued.

Enclosed are partially completed transfer forms for transferring the location notices. Please check over, date, sign before a notary public and return the forms to this office with a \$2.50 filing fee for each (total \$5.00).

South Dakota Water Law 46-5-30.3 now require Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

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

Sincerely,

GENNY MCMATH
Natural Resources Analyst

GM:ks

enclosures

1791

Charles Lafin

600' long 7.1 SS up Ball

Dom # SP

6' Top width 30 ft Fiss

14.16 High

110' 7' ord

12" Glazed Tile

1.5 p cuton

Wen 72' high

H.T. 22 ft

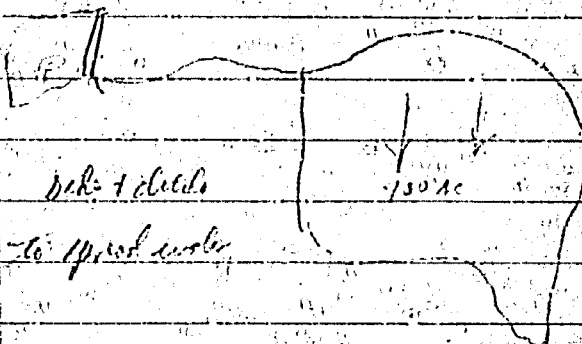
25 Surface Ac.

162 AF

Storage

15' water depth.

162 AF Storage



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4 9858

Pierre, December 17, 1984

RECEIVED OF Laflin Ranch Foute #3, Box 44, Newell, SD 57760

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. _____	2 50
Fee for Filing Transfer Form for #179-1	
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 (ms)

NOTICE OF TRANSFER OF ~~WATER PERMIT~~ LOCATION NOTICE

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

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

Portions of W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 19 and W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 30, T16N, R8E

E½ Section 25, T16N, R7E D.

formerly owned by James and Lucille Horton

has been transferred to Laflin Ranch, Rt #3, Box 44, Newell SD 57760

(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by Location Notice # 179-1. (please include complete mailing address)

Location Notice
~~Water Right Permit~~ No. 179-1 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 Butte) ss.

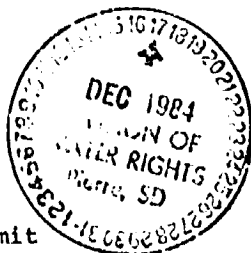
I, Fred Laflin being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Laslin Ranch
By Fred Laslin
(Signed)

Subscribed and sworn to before me this 14th Day of December, 1984.

ANNETTE L. NELSON, Notary Public
My Commission Expires Mar. 24, 1965

Prinette L. Nelson
(Notary Public)



WNR-820-9/83

Notice of Transfer of Water Permit

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4 9859

Pierre, December 17, 1984

RECEIVED OF Laflin Ranch Route #3, Box 43, Newell, SD 57760

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 _____ for WR#654-1	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	3 50

By John Hatch
Chief Engineer JOHN HATCH (MS)

NOTICE OF TRANSFER OF WATER PERMIT LOCATION NOTICE

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

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

portions of W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 19, and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 30, T16N, R8E;

E $\frac{1}{2}$ Section 25, T16N, R7E

formerly owned by James E, Lucile, J. Ray, J.B. and W.A. Horton

has been transferred to Laflin Ranch, Rt #3, Box 54, Newell SD 57760

(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. 654-1 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 Butte) ss.

I, Fred Laflin 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 infor-
mation herein stated is true.

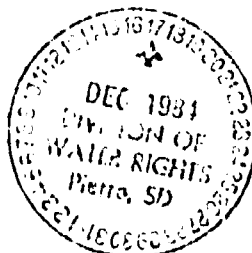
Laflin Ranch
By Fred Laflin
(Signed)

Subscribed and sworn to before me this 14th Day of December, 1984.

ANNETTE L. NELSON, Notary Public
My Commission Expires Mar. 24, 1985

Annette L. Nelson
(Notary Public)

WNR-820-9/83
Notice of Transfer of Water Permit



No. 654-1

SOUTH DAKOTA
Department of
Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501
WATER RIGHTS DIVISION
Phone (605) 773-3352

APR 29 1985

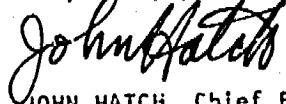
Laflin Ranch
Route #3, Box 44
Newell, South Dakota 57760

Dear Sir:

Location Notice
Enclosed herewith is, Water License No. 654-1. 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: ms

Enclosures

NOTE: Receipt Nos 4 9858 and 4 9859 are enclosed for transfer of Location Notice Nos. 179-1 and 654-1. The applicable portions of Location Notice No. 179-1 have been incorporated into Location Notice Water License No. 654-1. A July 26 priority date is retained for all lands irrigated.

#179-1

LOCATION NOTICE

KNOW ALL MEN BY THESE PRESENTS:

THAT James E. and Lucile Horton whose post office is Harding, 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 3 and N 3 1/2 section Twenty three township Sixteen range Seven East B. H. M. in Harding County, South Dakota. Said lands comprising Desert Entry No. _____ Land District, availing myself of the right granted me 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 S 1/2 of the N 1/2 of the Section Thirty township Sixteen range Eight 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 Three cubic feet of water per second during the following described annual periods all the year inclusive, each year.

Said location was made on the 13th day of October 1909

Witness my hand and seal this 13th day of October 1909

James E. Horton and Lucile Horton
Locator.

STATE OF SOUTH DAKOTA }
COUNTY OF Harding } S.D.

On the 13th day of October 1909, before me

J. S. Whitney Register of Deeds Notary Public in and for the County and State aforesaid, personally appeared James E. Horton and Lucile Horton 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.

J. S. Whitney Register of Deeds
Notary Public.

Pierre, South Dakota, November 15th 1909

This is to certify that the foregoing location notice was received at this office at 9 o'clock A.M., upon the 16th day of November 1909, and after examination it was filed for record