

WATER RIGHT.

Located by

August Peterson

February 25, 1899.

CUSTER COUNTY.

State of South Dakota (as
County of Hughes.)

I hereby certify that the
within and foregoing instru-
ment is a true, correct and
complete transcript of the
instrument which it purports
to be, as the same was filed
for record in the office of
the State Engineer.

Witness my hand and off-
icial seal, done at my office
in Pierre, State of South
Dakota, this 5th day of
February, 1908.

Samuel H. Lea
(seal) State Engineer

No. 03-13-2

Office of State Engineer
DOCUMENT FILE

Name Peterson, August

County Custer

Date Feb. 23, 1899

Location Spring Creek

COPY.

Preemption of Right of Way for Ditch and Location of Water.
August Peterson, Locator.

To whom these Presents may concern, Know ye, that I, August Peterson of the County of Custer in the State of South Dakota, a citizen of the United States, do hereby declare and publish as a legal notice to all the world, that I claim and have a valid right to the occupation, possession and enjoyment of all and singular that tract or parcel of land lying and being in the County of Custer in the State of South Dakota, for the exclusive right of way for the purpose of constructing a flume or water ditch from Spring Creek to the East line of my ranch more particularly described as follows: Commencing at a point on the unclaimed public domain, on Spring Cree, about 40 rods North Westerly from the NE corner of Lot 3 Section 4 Township 3, South of Range 10 East B.H.M. same being near the NW corner of the SE1/4 of SW1/4 of Section 32 Township 2 South of Range 10 East B.H.M. and running thence in a South Easterly course across said SE1/4 of SW1/4 of Sec.32 Township 2 South of Range 10 East and across Lot 2, Section 4 Township 3 South of Range 10 East, thence crossing over in a South Easterly course on to and over my said ranch to the Eastline thereof, viz: to the East line of the W1/2 of the NW1/4 of Section 7, in said Township 3 South of Range 10 East B.H.M. a total distance of about one Mile. I also claim and have a valid right to the enjoyment and use of 1000 inches of water from said Spring Creek for agricultural and domestic purpose, to be conveyed through such flume or water ditch to the said East line of my aforementioned ranch together with all and singular the hereditaments and appurtenances thereunto belonging or in any wise appertaining under the provisions of the Revised Statutes of the United States and of local laws and customs governing the rights to the use of water.

Witness my hand and seal this 23rd day of February 1899.

August Peterson. (Seal)

Notice posted on stream at dam February 21 1899, Ditch commenced at Dam and head of ditch on the 25th day of November 1898

State of South Dakota (ss.

County of Custer)

On this 23rd day of February 1899 before me, the County Judge in and for Custer County, State of South Dakota, personally appeared August Peterson to me personally known to be the person who executed the foregoing written instrument and acknowledged that he executed the same for the uses and purposes therein set forth.

Witness my hand and court seal at Custer City S.D. the day and year last above written.

Alfred T. Feay

(Seal)

County Judge in and for Custer County, South Dakota.

(See rec. of filing on back.)

Preemption of Right of Way for Ditch and Location of Water.

August Peterson, Locator.

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Witness my hand and seal this 23rd day of February 1899.

August Peterson (Seal)

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State of South Dakota } ss
County of Custer }

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Witness my hand and court seal at Custer City S.D. the day and year last above written.

(Seal)

Alfred T. Feay

County Judge in and for Custer County, South Dakota.

STATE OF SOUTH DAKOTA } ss
COUNTY OF CUSTER }

This instrument of writing was filed
for recording the 23 day of Feb 1899
A.D. at 10 o'clock P.M. and
duly recorded by book 764
page 101 on page 764
A. T. Feay, J.C.

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James C. Feay