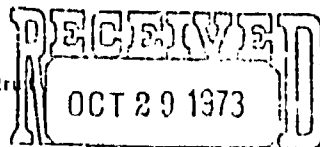


Wa Right Number 1157-2

1. Considered November 14, 19 73
2. Name of Applicant Eckard Water Company, Inc., Edwin K. Barkley
3. Post Office Address Ardmore, S.D.
4. Amount of water claimed .22
5. Source of water: supply ground water
6. Water to be used for domestic and livestock supplies for rural water system
Acres to be irrigated --
7. Water to be diverted and used in Fall River County
about 6W 4N Miles of ARDMORE
8. Proof of Publication Received ~~FE~~ 11-9-73
Not received
9. Application Approved
Subject to
Not approved
Action deferred

10. Remarks:

No. 1157-2Map No. 983-2 Water Division No. 2 South Cheyenne River District
(Blank to be filled by the Engineer for the W. R. C.)

STATE WATER RIGHTS COM. PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

1. Name of Applicant Eckard Water Company, Incorporated
 Postoffice address Ardmore, State South Dakota
 If a corporation show date and place of incorporation South Dakota 12-23-71
2. Method of accomplishing work (contract, employment of others, or by direct labor) Employment of others
3. ~~XXXXXXXXXXXXXXXXXXXX~~
4. Amount of water claimed (cubic feet per second) 100 gallons per minute
5. Source of water supply Well located in NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section Twenty-one (21), Township Eleven (11) South, Range Two (2) East of the Black Hills Meridian
6. ~~XXXXXXXXXXXXXXXXXXXX~~

County Fall River

7. Annual period or periods during which water is to be used All Year
8. Use to be made of water (irrigation, industrial, municipal, commercial, recreation, etc.) Livestock and other Domestic
 (except for human consumption) served SEE MAPS
9. For irrigation use, Total number of acres to be irrigated SEE MAPS

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
SEE ATTACHED MAPS			

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 10 years years. Additional time required to complete application of water to the proposed beneficial use 10 4 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Edgemont Herald Tribune
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Pump - 30 Horse Submergible at well location

B. Works proposed to transport water to place of use.

Pipelines as illustrated on maps - Pipelines owned by stockholders of Corporation

~~XX~~

Not to exceed
 \$400,000.00 total
 corporate and share-
 holder investment.

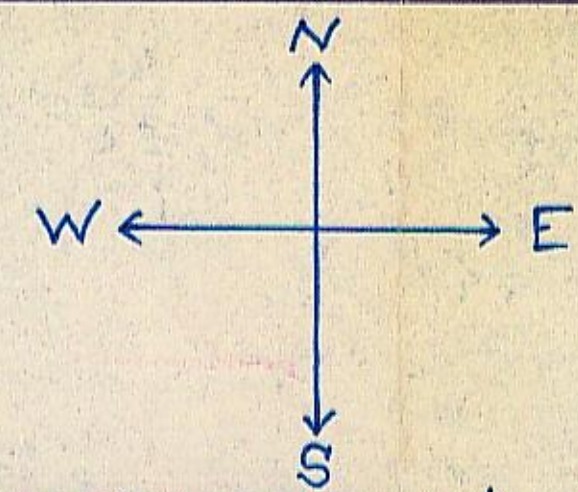
Estimated Total Cost \$

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
 (See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of Fall RiverI, EDWIN BARKLEY the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.Signed Edwin B. BarkleySubscribed and sworn to before me this 10th day of October 1973

Notary Public (or other qualified officer)

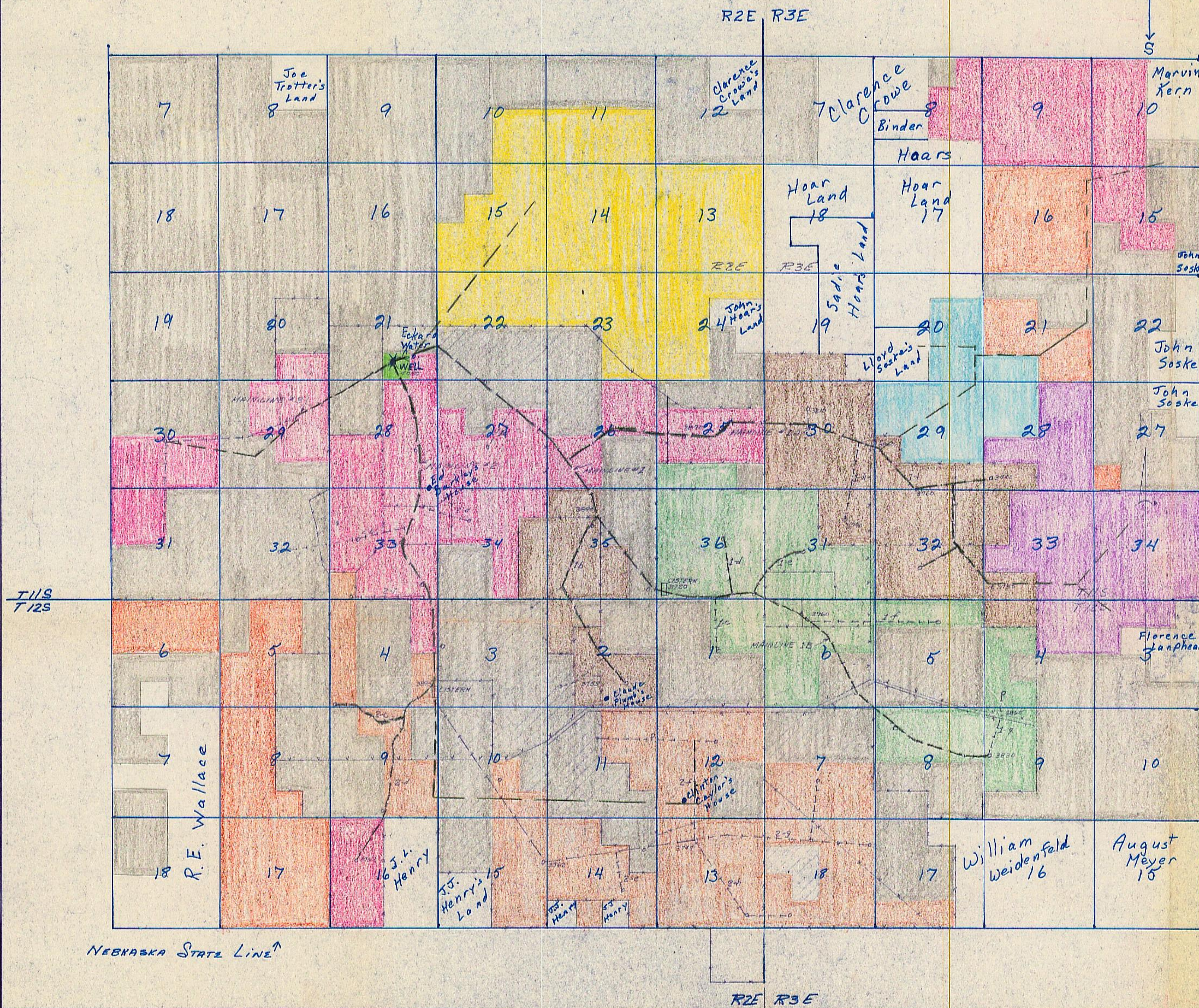


STATE OF SOUTH DAKOTA }
COUNTY OF FALL RIVER } SS CERTIFICATE

I, Melvin Norton, hereby certify that this map was prepared from records of my office by a county government official from the original map prepared by the U. S. Department of Agriculture Soil Conservation Service. That I have examined said map and that it properly reflects what it purports to reflect.

Dated this 11 day of Oct, 1973.

Melvin T. Norton
Melvin T. Norton
Fall River County
Assessor



- Color Code
- Existing Pipeline 7/1/73
 - Proposed Pipeline 9/28/70
 - Gale Henry
 - Eckard Water Company
 - Lester Barkley
 - Bill Landers Company
 - Caylor Brothers
 - Claude Plumb
 - Barkley Ranch, Incorp.
 - E. Wayne Jackson
 - Philip + Robert Roller
 - Government
- 2" PVC
- 1 1/2" PVC
- TANK LOCATIONS
- LATERAL DESIGNATION
- USDA FOREST SERVICE
- ELEVATIONS
- 3760

SCALE: 2" = 1 MI.

ECKARD PIPELINE

FALL RIVER CO - S. DAK.

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed	Date	Approved
Drawn	Sheet	Title
Traced	No.	Drawing No.
Checked	of	

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1157-2 C. EDWARD BARKLEY
EDWARD WATER COMPANY, INC. ARMORE ARMORE
 (Applicant) (Post Office Address) PERMIT
SOUTH DAKOTA With the following modifications:
 (State)

Date of first receipt of application OCTOBER 29, 19 73
 Date of return to applicant for correction, amendments or change required ---, 19 ---
 Date of receipt of corrected application ---, 19 ---
 Approved NOVEMBER 14, 19 73, Recorded in Book 12 Page 268

WATER RIGHT PERMIT NO. 1157-2

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1157-2 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

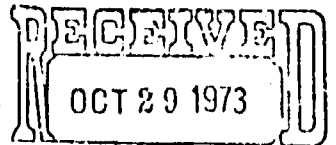
1. The date from which applicant may claim right is OCTOBER 29, 19 73
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MAY 14, 19 76
3. The whole of said work is to be completed on or before NOVEMBER 14, 19 78
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is NOVEMBER 14, 19 82
5. The water appropriated shall be used for the purpose of RURAL WATER SYSTEM
6. 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.
7. The amount of the appropriation herein granted shall not exceed .22 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for ~~beneficial use~~ and if for the irrigation purpose said appropriation must be limited to not more than 3 acre feet per year and be limited to not more than one-seventh (1/7) of one cubic foot of water per second of time for each acre of land to which water is
USED FOR A RURAL WATER SYSTEM
 actually and beneficially ~~applied for irrigation~~ applied for irrigation on or before NOVEMBER 14, 19 82; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 15TH day of NOVEMBER, 19 73

WATER RESOURCES COMMISSION

By: Donald Dinsell
 Chief Engineer, Executive Officer

Certificate of Construction Issued JUNE 25, 19 74
 Water License Issued JUNE 25, 19 74



12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

- (1) Drill Hole, Diameter 9", Depth 2400 feet
- (2) Casing, Type Steel Diameter 7" Thickness 3/8"
(wood concrete, steel, etc)
- (3) Perforated Screen
Casing is perforated at two locations
Type _____, Diameter _____, Length _____
- (4) ~~XXXXXX~~ Thickness _____, Length of gravel pack _____
Cement Pack

E. ~~XXXXXXXXXXXXXXXXXXXX~~

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials Dakota and Lakota Water Bearing formations;
Test samples on file with: South Dakota State geological survey - Rapid
City Office

Depth to top of water bearing material 2100 feet

Depth to bottom of water bearing material 2400 feet

Thickness of water bearing material approximately 200 feet

Depth to water (ground surface to water level) 950 feet

- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property _____ rds. On property owned by others 10 miles rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

NOT APPLICABLE

Edwin H. Rupp
Signature of Applicant

Form 15.

Permit No. 1157-2

Water Diversion No. 2 SOUTH CHEYENNE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Eckard Water Company Inc.

Permit No. 1157-2, issued upon Application No. 1157-2, bearing date of priority of October 29,
1973 authorizing the diversion of .22 cu. ft. per second of the waters of ground water
County of Fall River, State of South Dakota at a point in the SW 1/4 SE 1/4, Section 21, T11S, R2E

for rural water system

purposes, has complied with the provisions of the laws of the State of South Dakota relating to proof of
completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory
condition for diverting and conveying to the place of intended use .17 cu. ft. per second of water.

Date June 25, 1974


WATER RIGHTS COMMISSION

By:

DONALD DRISCOLL, Chief Engineer

WATER LICENSE NO. 1157-2

(1) WHEREAS, On the 29th day of October A. D. 19 73
Eckard Water Company Inc.

made Water Right Application No. 1157-2 for a permit to use .22 cubic feet per second of the waters
of ground water
County of Fall River State of South Dakota, for rural water system

purposes; and
(2) WHEREAS, On the 15th day of November A. D. 19 73
Permit No. 1157-2, with a date of priority of October 29, 1973
was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water
supply system therein described on or before the 14th day of November A. D. 19 78 and for the
application to beneficial use of said water on or before the 14th day of November A. D. 19 78

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to completion of the construction of the water supply system and is entitled to divert .17 cubic feet
per second of water for beneficial use and.

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota
relating to the application of water to beneficial use of the following extent,

water is used for furnishing water supplies for members of the Eckard Water

Company,

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Eckard Water Company Inc.

_____ of Edgemont, South Dakota

the holder _____ and owner _____ of said permit No. 1157-2 a water right, dating from October 29, 1973

_____ to use .17 cubic feet per second of the waters of ground water

in the County of Fall River and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the SW 1/4, Section 21, T11S, R2E

and ~~conducted through the water company distribution system~~ conducted through the water company distribution system

for the purpose of rural water system use

Subject to any limitations listed in Water Right Permit No. 1157-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 25th day of June A. D.
Nineteen Hundred and Seventy-four

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer ~~XXXXXXXXXX~~
DONALD DRISCOLL

Form 6 - Notice of Intent to Appropriate Water

1157-2

Publish first publication, on or before November 1, 1975

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

October 29, 1973

Notice is hereby given that Eckard Water Company, Inc.

whose post office address is Ardenmore, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

.22 cubic feet of water per second of time from the ground water through the Eckard pipeline, the point of diversion of which is to be located in the

SW 1/4, SW 1/4

of Section 21, Twp. 11S, Range 2E. Said water to be used for the purpose of providing irrigation on the following described land:

~~domestic and livestock supplies for a rural water system.~~

This application No. 1157-2 will be considered by the Water ~~Resources~~ ^{Rights} Commission at their office at Pierre upon the 14th day of November, 1973, at 2:30 P. M. All interested persons may appear and be heard.

~~WATER RESOURCES COMMISSION~~
WATER RIGHTS COMMISSION

By

cc: Edwin K. Barkley, Eckard Water Co.,
Inc., Ardenmore, S.D. 57715

BURTON F. JONES, Water Rights Specialist

No. 1157-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
) ss.
County _____)

I, E. E. Hansen hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Hot Springs Star

A newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the_____

City _____ of Hot Springs _____

County of Fall River and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

November 1 and 8, 1973

E. E. Hansen
(Signature)

Publisher
(Title)

November 2, 1973
(Date Signed)

297

NOTICE

INTENT TO APPROPRIATE WATER

Pierre, South Dakota 5/501
October 29, 1973

Notice is hereby given that Eckard Water Company, Inc., whose post office address is Ardmore, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use .22 cubic feet of water per second of time from ground water through the Eckard pipeline, the point of diversion of which is to be located in the SW1/4SE1/4 of Section 21, Twp. 11S, Range 2E. Said water to be used for the purpose of providing domestic and livestock supplies for a rural water system.

This application No. 1157-2 will be considered by the Water Rights Commission at their office at Pierre upon the 14th day of November, 1973, at 2:30 P.M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION
By: BURTON F. JONES,
Water Rights Specialist

RECEIVED
NOV 9 1973

STATE WATER RIGHTS COMMISSION
PIERRE, SOUTH DAKOTA

Permit No. 1157-2Water Division 2 SOUTH CHEYENNE Water District
RIVERREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

WATER RIGHTS COMMISSION

TO: ~~Water Resources Commission~~ State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by ECKARD
WATER CO., INC. of ARDMORE, SOUTH DAKOTA holder
of Permit No. 1157-2, bearing date of priority of OCTOBER 29, 1973
authorizing the diversion of 1/2 cu. ft. per second of the waters of GROUND WATER
for RURAL WATER SUPPLY SYSTEM purposes, in FALL RIVER County.

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

The Water Use System consists of,

A. Works used to divert the water:

30 H.P. - SUBMERCIBLE ELECTRIC PUMP - 3 INCH
2400 FOOT DEEP WELL - 7 INCH CASING 3/8 INCH THICK

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

15,000 GALLONS OF STORAGE LOCATED ON A HILLTOP
20 MILES OF 2 INCH P.V.C.
30 MILES OF 1 1/4 INCH P.V.C.

C. Works used to apply water to beneficial use.

8 SERVICE CONNECTIONS (INCLUDES ONE BY THE
U.S. GOVERNMENT)

The system is in the following condition: GOOD

The point of diversion is located NW 1/4 SW 1/4 SE 1/4 OF SECTION 21
T 115, R 2 E, B.H.M.

The works are capable of diverting and conveying to the place of use .17cu. ft. per second of water which is to be used for RURAL WATER SUPPLY SYSTEM

Water has been put to beneficial use to the maximum extent as follows: 8 SERVICE CONNECTIONS
IN THE ARDMORE AREA

comprising a total of _____ acres of land.

SEND TO: EDWIN BARKLEY
ARDMORE, S.D.

Date MAY 20, 1974

Thomas Gardner
(Signature)

THOMAS GARDNER
WATER RESOURCES ENGINEER

 **Department of
Water & Natural Resources**
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

1157-2

September 14, 1988

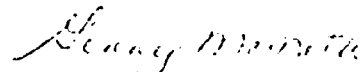
Eckard Water Co.
%Barkley Ranch
Box 187
Edgemont, SD 57735

Dear Sirs:

Enclosed is a notice dated June 20, 1988, concerning validation of vested water right claims. This notice, originally sent to Eckard Water Company, Ardmore, SD was returned by the Post Office.

The Fall River County Assessor's Office indicated correspondence concerning the Eckard Water Company could be sent to you. If you have any questions concerning the enclosed notice, please contact us.

Sincerely,



GENNY MCMAITH
Natural Resources Analyst
(605) 773-3352

enclosure

9-19-88

This letter was returned by Post Office.



**South Dakota Department of
Water & Natural Resources**

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

August 28, 1989

Jim Hollenbeck
Farm Credit Services
PO Box 3130
Rapid City, SD 57709

Dear Mr. Hollenbeck:

Enclosed, as you requested, are copies of Water Right Nos. 955-2, William Stone and 1157-2, Eckard Water Company, Inc.

We do not have much information regarding the shareholders for the Eckard Water Company. The map submitted with the application in 1973 lists the following people: Gale Henry, Eckard Water Company, Lester Barkley, Bill Landers Company, Caylor Brothers, Claude Plumb, Barkley Ranch, Incorporated, E Wayne Jackson, Philip & Robert Roller and the Government. My suggestion, if you need a current list of shareholders, would be to contact the Forest Service office in Hot Springs. Since they own quite a bit of land in that area, they may have the information you need.

If you have any questions, or need additional copies, please contact me.

Sincerely,

Genny McMath
GENNY MCMATH
Natural Resources Analyst
(605) 773-3352

enclosures

