

Water Right Number 1589-2

1. Considered 7-27, 19 77
2. Name of Applicant FRANK A. RICHAY
3. Post Office Address WEWELA
4. Amount of Water claimed 1.5
5. Source of Water supply DRY DRAW (35 AC FT)
6. Water to be used for IRRIGATION
- Acres to be irrigated 109.5
7. Water to be diverted and used in TRIPP County
about 3 N, 1 W miles of WEWELA
8. Proof of Publication Received EST 7-25-77
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Referred _____

10. Remarks:

No. 1389.2
 Map No. 1356-2 Water Division No. 2 KEYAPAH RIVER District
 (Blanks to be filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

(NOTE - Draw a line through items not applicable)

Frank Richey

1. Name of Applicant Frank RicheyPost office address Wewela State South Dakota

If a corporation show date and place of incorporation _____

2. Method of accomplishing work (contract, employment of others, or by direct labor) _____

3. Name of diversion work Frank Richey #24. Amount of water claimed (cubic feet per second) 1.55. Source of water supply Local runoff6. Location of point of diversion a point in the SW 1/4 NE 1/4, Section 14, T95N, R76WCounty Tripp7. Annual period or periods during which water is to be used MARCH - NOVEMBER8. Use to be made of water (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation9. For irrigation use, Total number of acres to be irrigated 109.5

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.
SE 1/4 NW 1/4	20.7	SE 1/4 NE 1/4	33.8
NW 1/4 NE 1/4	10.8	All in Section 14, T95N, R76W	
NE 1/4 NE 1/4	38.8		
SW 1/4 NE 1/4	15.4		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 4 years.11. Choice of newspaper for Notice of Intent to Appropriate Water publication Winner Advocate

12. Principal Features of the Proposed Water Supply System.

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

Dam, pumps and motors

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

mainline

C. Works proposed to apply water to beneficial use.

Sprinkler system

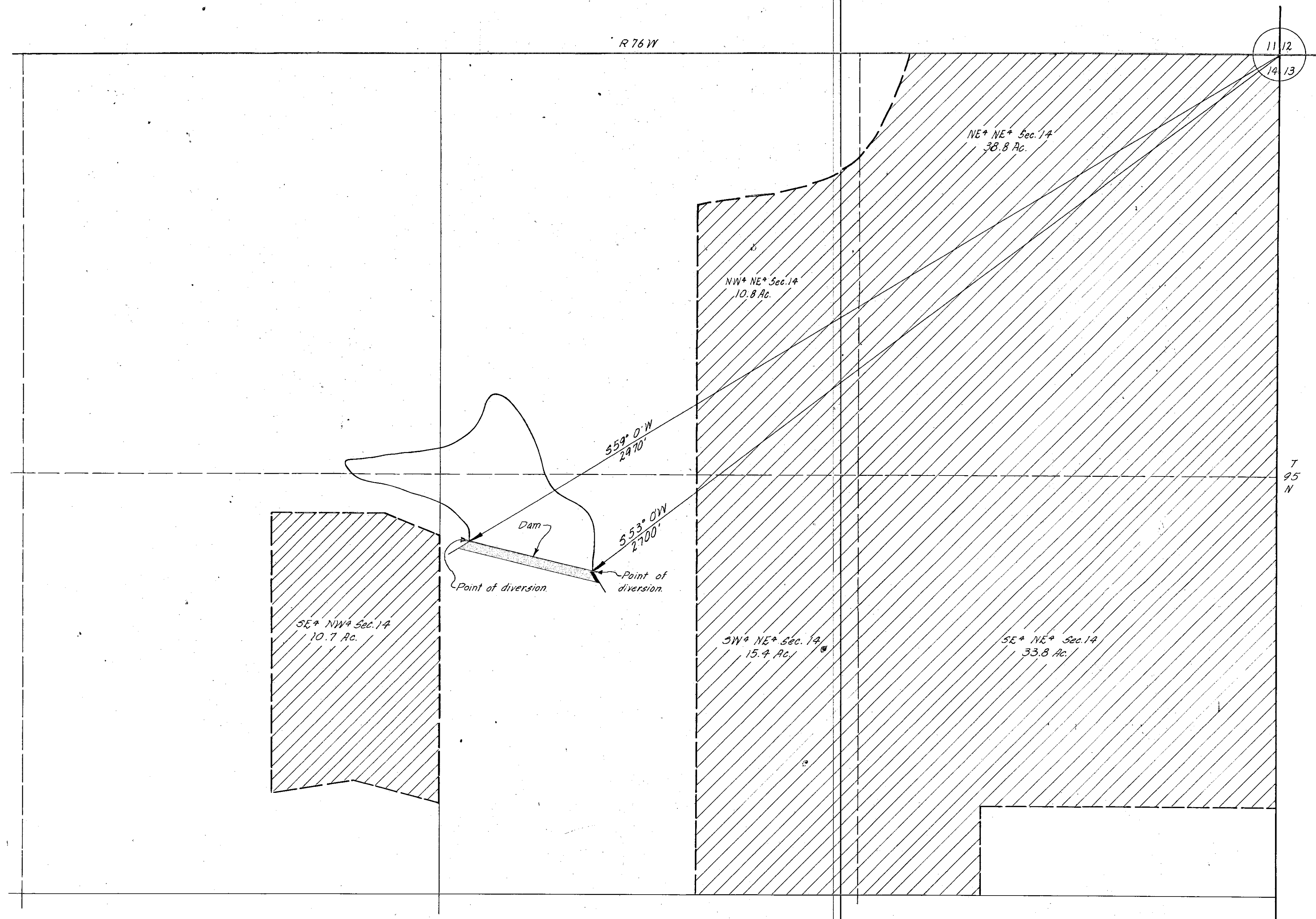
Estimated Total Cost \$ _____

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 HughesI, Frank Richey 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.Subscribed and sworn to before me this 21st day of April 1977

BETTY WESTLUND, Land/Water Clerk: II



All lands described are owned by Frank Richey

LOCATION OF LAND TO BE IRRIGATED					
AREA	LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
1	SE 1/4 NW 1/4	14	95N	76W	10.7
2	NW 1/4 NE 1/4	14	95N	76W	10.8
3	NE 1/4 NE 1/4	14	95N	76W	38.8
4	SW 1/4 NE 1/4	14	95N	76W	15.4
5	SE 1/4 NE 1/4	14	95N	76W	33.8
TOTAL					109.5

SURVEYOR'S CERTIFICATE

I, Lauritz E. Pedersen DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE FRANK RICHEY IRRIGATION PROJECT NUMBER 2 AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE CLEARFIELD-KEYAPAPA SOIL AND WATER CONSERVATION DISTRICT.

SIGNATURE: Lauritz E. Pedersen

TITLE: Ag. Engineer

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 28th DAY OF NOVEMBER, 1962, A.D.

MY COMMISSION EXPIRES DEC 28, 1967.

NOTARY PUBLIC

FRANK RICHEY IRRIGATION PROJECT NUMBER 2

Tripp County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed	Date	Approved by
Drawn <u>L. E. R.</u>	<u>11-13-62</u>	Title
Traced	No. <u>1</u>	Drawing No.
Checked	of <u>1</u>	

MAP NO. 13522 APPL. NO. 1539-2

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right application No. 1589-2

FRANK A RICHEY
(Applicant)

WEWELA

(Post Office Address)

SOUTH DAKOTA 57578 With the following modifications:
(State)

APPROVAL OF THIS PERMIT AUTHORIZES STORAGE OF
35 ACRE FEET OF WATER ANNUALLY

Date of first receipt of application APRIL 21 19 77

Date of return to applicant for correction, amendments or changes required _____ 19 _____

Date of receipt of corrected application JUNE 24 19 77

Approved JULY 28 19 77 Recorded in Book 18 Page 347

WATER RIGHT PERMIT NO. 1589-2

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1589.2 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 JUNE 24 19 77

2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 28 19 80

3. The whole of said work is to be completed on or before JULY 28 19 82

4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JULY 28 19 86

5. The water appropriated shall be used for the purpose of IRRIGATION

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 improperly affected by the appropriation.

7. The amount of the appropriation herein granted shall not exceed 1.5 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 uses served, and it for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and be limited to not more than one-seventh (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually and beneficially applied for irrigation on or before JULY 28 19 86 said water to be used during the following described annual period MARCH - NOVEMBER

Witness my hand this 5TH day of AUGUST 19 77

WATER RESOURCES COMMISSION

By

John Hatch
Chief Engineer, Executive Officer

Certificate of Construction Issued _____ 19 _____

Water License Issued _____ 19 _____

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____ (wood, concrete, steel, etc) Diameter _____ Thickness _____
- (3) Perforated Screen.
Type _____, Diameter _____, Length _____
- (4) Gravel Pack, Thickness _____, Length of gravel pack _____

E. Dugout Information or Estimates

- (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 _____

Depth to top of water bearing material _____
Depth to bottom of water bearing material _____
Thickness of water bearing material _____
Depth to water (ground surface to water level) _____

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

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

STORAGE DAM

Height - 15 ft.
Surface Area - 5 acres
Storage - 35 acre feet


Signature of Applicant

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-8-3 AS AMENDED
(THIS FORM REQUIRED FOR PROPOSED GROUND WATER IRRIGATION ONLY)



NAME Frank A. Richey
ADDRESS Newela, S. Dak.
COUNTY Tripp

LEGAL DESCRIPTION

1. WELL LOCATION NE 1/4 14 95 76 run-off-water Dam
2. LOCATION OF AREA TO BE IRRIGATED NE 1/4 14 95-76 NW 1/4 14 95-76

TYPE OF IRRIGATION

3. GRAVITY _____ TOWLINE _____ CENTER PIVOT ☒ GUN _____
4. CROPS TO BE IRRIGATED corn crop

WATER QUALITY

5. SAMPLE NUMBER _____
6. SALINITY (EC X 10⁶) _____
7. SODIUM (SAR) _____
8. RESIDUAL SODIUM CARBONATE (meq/l.) _____

I do hereby certify that a chemical analysis of the ground water representative of that used to irrigate shall be acquired from South Dakota State University and: the soils information has been acquired from _____ Conservation District, County Extension office or Soil Conservation Service.

and:

that the legal description for the location of the well and land to be irrigated is true and correct.

Frank A. Richey
APPLICANT'S SIGNATURE

SUBSCRIBED AND SWORN BEFORE ME THIS
15 DAY OF May 1977.

Notary Public
(TITLE OR SEAL)

Albert J. Hoffelt
APPROVED/CS 1072

Commission Expires 5-28-77
(SOILS INFORMATION ON REVERSE SIDE)

R. 260

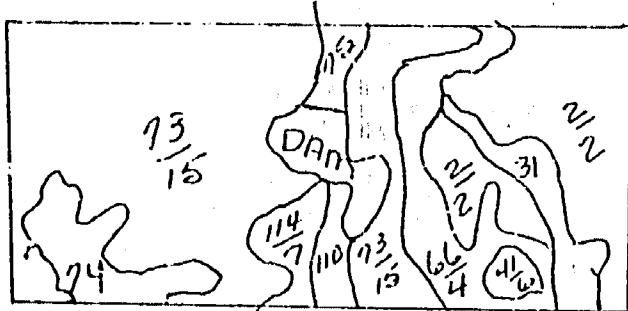
11/12
14/13

FRANK RICHEY

TRIPP COUNTY

- 2/2 Manter fine sandy loam on 0-3% slopes, Intake Family 1.0
 31 Vetel fine sandy loam on 0-2% slopes, Intake Family 1.5
 41/6 Valentine-Dunday complex on 3-9% slopes, Intake Family 2.5
 66/4 Anselm fine sandy loam on 3-6% slopes, Intake Family 1.5
 73/15 Boyd-Okaton association on 9-25% slopes, Intake Family NONE LISTED
 74 " " " " " " " "
 75 " " " " " " " "
 110 Promise Clay on 0-2% slopes, Intake Family 0.1 (Channeled)
 114/7 Promise Clay on 6-9% slopes, Intake Family 0.1

T95N



ADVANCE FIELD SHEET
 SUBJECT TO CHANGE
 LAFAYETTE, MISSISSIPPI
 LAFAYETTE, MISSISSIPPI
 LAFAYETTE, MISSISSIPPI

000000 1/2 MILE

Publish first publication, on or before July 14, 1977NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

June 29, 1977

Notice is hereby given that Frank A. Richey whose
post office address is Wavola, South Dakota, has made an application
in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-9 thru 46-2-11;
46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, ~~Future Use 46-5-30,~~
~~Temporary Permit 46-5-39, 46-5-40; Ground Water 46-6-3, 46-6-5, 46-6-6.1, 46-6-10,~~
~~46-6-14~~ and Commission Rules ARSD 52.01:01:01 thru 52.01:01:13, ~~Future Use 52.01:01:21~~
~~thru 52.01:01:24~~, for a permit to appropriate for beneficial use 1.5 cubic feet
of water per second of time from ~~the~~ local runoff (dam) through
the Frank Richey # 2, the point of diversion of which
to be located in the SW 1/4 NE 1/4

of Section 14, Twp. 95N, Range 76W. Said water to be used for the purpose
of providing irrigation on portions of the following described land:

SE 1/4 NW 1/4, NE 1/4, Section 14, T95N, R76W

This Application No. 1589-2 will be considered by the Water Rights Commission
at ~~the State Capitol~~ the State Capitol, Brookings, SD
upon the 27th day of July, 1977, at 10 AM. The
Commission is authorized to make a determination on this application at the hearing.
All interested persons may appear and be heard. Any person who may be affected by
a Commission decision who desires to present evidence or cross-examine witnesses
according to SDCL 1-26 may notify the Commission in writing prior to the hearing or
orally at the hearing.

WATER RIGHTS COMMISSION

JAMES WIMMERSON
Water Rights Specialist

cc: Frank A. Richey, Wavola, SD 57578

Form 10.

No. 1589-2



NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office Pierre, S. Dak.

Date Dec 9, 1977

TO: Water Rights Commission
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 1589-2.

Water Right Permit No. 1589-2 states that the diversion system is to be constructed by June 28, 1980 and that the water is to be put to beneficial use by July 28, 1982.

The diversion system was completed on Dec. 15, 1977.
Applying the water to beneficial use was completed on Aug. 15, 1977.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

Frank Pirkey
(Signature)

No. 1589-2

PROOF OF PUBLICATION

Rich
7-25-77

STATE OF SOUTH DAKOTA)
County Tripp) ss.

I, D. L. Thannan hereby

certify that the annexed printed copy of Notice of Intent to Appropriate Water was taken from the Winnipeg Advocate

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 Winnipeg

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

July 6, 1977

July 13, 1977

D. L. Thannan
(Signature)

Public
(Title)

July 13, 1977
(Date Signed)

No. 1589-2
NOTICE OF HEARING ON
APPLICATION TO
APPROPRIATE WATER
Pierre, South Dakota 57501
June 29, 1977

Notice is hereby given that Frank A. Richey whose post office address is Wewela, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-8; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 1.5 cubic feet of water per second of time from local runoff (dam) through the Frank Richey No. 2, the point of diversion of which is to be located in the SW¹/₄ NE¹/₄ of Section 14, Twp. 95N, Range 76W.

Said water to be used for the purpose of providing irrigation on portions of the following described land: SE¹/₄ NW¹/₄, NE¹/₄, Section 14, 195N, R76W.

This Application No. 1589-2 will be considered by the Water Rights Commission at the Stairville Inn, Brookings, SD upon the 27th day of July, 1977, at 10 A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Commission in writing prior to the hearing or orally at the hearing.

WATER RIGHTS COMMISSION
s- James Winterton
JAMES WINTERTON
Water Rights Specialist (27-28)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-0181

Water Rights Division
605 773-3352

March 22, 1984

465-2

1589-2

Russ Richey
RR
Wewela SD 57578

Dear Mr. Richey:

This will acknowledge receipt of and thank you for the return of the 1983 Irrigation Questionnaires pertaining to Water Right No. 465-2 and Water Permit No. 1589-2 listed in the name of Frank A Richey. If you now own the lands covered under these water rights, they should be transferred to your name.

Partially completed transfer forms are enclosed. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 each (total of \$5.00). The permits can then be transferred to your name.

South Dakota Water Law 46-5-30.3 requires 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, please contact us.

Sincerely,

GENNY MCMATH
Natural Resources Analyst

GM:ks

enclosures

Equal Opportunity Employer

August 23, 1984

Russ Richey
RR
Wewela, South Dakota 57578

Dear Mr. Richey:

On March 22, 1984 notice was sent to you concerning the transfer of Water Permit No. 1589-2 and Water Right No. 465-2. listed in the name of Frank Richey. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed please find additional forms. The forms should be checked over, signed and notarized before returning them to this office. A \$2.50 filing fee is required for each transfer (total of \$5.00). If you are not the present owner of the lands described on the enclosed transfer forms, please notify this office. It is very important that ownership records be kept current. The first notice sent to you made reference to South Dakota Water Law 46-5-30.3 which requires 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, please contact us.

Sincerely,

Genny McMath
Natural Resources Analyst

GM:ms
Enc.

Equal Opportunity Employer

WATER RIGHTS DIVISION
(605) 773-3352

March 29, 1985

Mrs. Frank Richey
Wewela, South Dakota 57578

Dear Mrs. Richey:

This letter is in reference to Water Right No. 465-2 and Water Permit No. 1589-2 listed in the name of Frank Richey. Russ Richey indicated to us by letter received in our office October 1, 1984, that the land is in trust and that you are still the owner of the lands covered under the above mentioned permit and water right. However, until Water Right No. 465-2 and Water Permit No. 1589-2 are transferred to your name, all filed remain in Frank Richey's name.

Enclosed are two partially completed transfer forms. Please check them over, date, sign and have them notarized before returning the forms to this office with a \$2.50 filing fee for each transfer (total of \$5.00). Upon receipt of the completed forms the required filing fees, Water Right No. 465-2 and Water Permit No. 1589-2 will be transferred to your name.

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

If you have any questions, please contact us. Your assistance in this matter would be appreciated.

Sincerely,

Genny McNath
Natural Resources Analyst

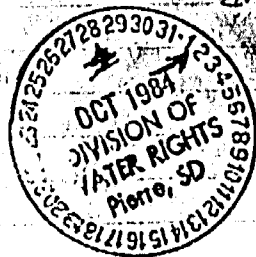
GM:ms
Enc.

1589-2

The land and everything is in a trust
so I don't think there anything to change.
My mother is still owner of the land.

Sincerely

R. W. Richey



NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: April 19, 1985

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

109.5 Acres - SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ Section 14, T95N, R75W

formerly owned by Frank Richey

has been transferred to E. Lucile Richey, Rt. 10, Box 46, Wewela, SD 57578
(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 1589-2 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 TRIPP) ss.

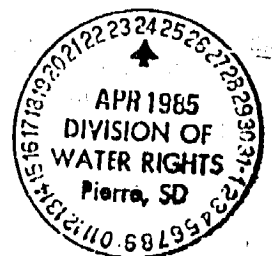
I, E. Lucile Richey being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

E. Lucile Richey
(Signed)

Subscribed and sworn to before me this 19th Day of April, 1985.

Frances E. Jorgensen
(Notary Public)

My Commission Expires: 5-31-90



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 410014

Pierre, April 14, 1985

RECEIVED OF E. Lucile Richey, Route #10, Box 46, Mabel, SD 57578
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 Transier Form <u>1589-2</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 ms

No. _____

465-2

1589-2

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

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division

Phone (605) 773-3352

April 24, 1985

E. Lucia Richey
Route #10, Box 46
Wewela, South Dakota 57578

Dear Mrs. Richey:

are ^{4 10015}
s. 4 10015
Enclosed ~~is~~ receipt No. _____ in the amount of \$ 2.50 each which you
paid for transfer of Water Right No. s. 1589-2 and 465-2.
~~these~~
Our records now show you as the owner of ~~this~~ ^{s.} Water Right.

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

WNR-821-7/79

Receipt & Notice of Filing of Transfer of Water Right

South Dakota

1589-2

GREAT FACES. GREAT PLACES.

NOV 23 1992

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

2203-2

E. Lucile Richey
RR 10, Box 40
Wewela, SD 57578

Dear Ms. Richey:

Enclosed is Water License No. 2203-2 and Receipt No. 413394 for \$50.00 which was assessed for an inspection and issuance of the license. Water License No. 2203-2 is the final document which completes the process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosures

NOTE: The applicable portions of Water Permit No. 1589-2 are incorporated into this Water License No. 2203-2.