

Water Right No. 1779-2

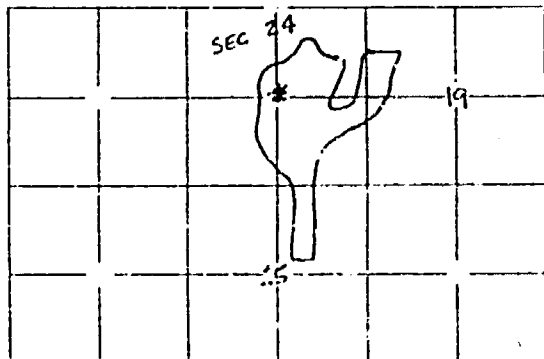
- PRIORITY

Remarks:

~~WATER~~ N/A
~~QUALITY~~ V/R

WI-1	Description same as application-	yes	no	Remarks
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Disapproved _____ Returned _____



Approx CENTER "EC 24-14N-14

Land to be irrigated SW^4NW^4 & NW^4SE^4
 SEC. 19-T4N-R14E; NW^4NE^4 ; $S\frac{1}{2}NE^4$;
 $N\frac{1}{2}SE^4$; SW^4SE^4 ; SE^4NW^4 ; $E\frac{1}{2}SW^4$;
 SEC. 24-T4N-R14E AND $W\frac{1}{2}NE^4$,
 SEC. 25-T4N-R14E

WELL LOG

Driller _____ Licensed - yes _____ no _____

Depth _____

Remarks: _____

MAP Map No. 1533-2 Map located in Water Right ✓ Map file _____
Type of Map Drawn Prepared by L. Mervanagh

+++++

REVIEWED This Application was received within 30 days of the date received, accepted as complete, Number assigned and written up for advertisement before the Board on:

June 24, 1981

Billy Westlund
(Signed)

+++++

PROTESTS Letters/Petitions in File - yes _____ no _____ Remarks _____

REMARKS Date _____
F.F. & C. Final Decision, including F.F. & C. of Law were adopted _____
OF LAW, Date _____
FINAL Final Decision mailed to parties and/or parties notified that Final Decision was
DECISIONS adopted _____
ETC. Remarks _____

No. 1779-2Map No. 1533-2 Water Division No. 1 Upper Cheyenne District
Above for Office Use

APPLICATION FOR PERMIT To appropriate Water within the State of South Dakota

Check one of the following:

New Vested Right ^{XX} Future Use _____

Change in Diversion _____ Additional Diversion _____

Change in Acreage _____ Additional Acreage _____

1. Name of Applicant Mark X Trask Phone No. 798-2735
 Post Office Address Elm Springs State SD 57736
 (Street, RR, or Box) (Town) (Zip Code)

If a corporation show date and place of incorporation _____

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

3. Name of diversion work _____

4. Amount of water claimed (cubic feet per second) 3.535. Source of water supply Sands Spring Draw6. Location of point of diversion center of Section 24, T1N, R14ECounty Meade7. Annual period or periods during which water is to be used March thru November8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation9. For irrigation use Total number of acres to be irrigated 247

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.
see attached sheet	

Land Description	No. Acres Irr.

Attach sheet if more space is needed

10. Time required to complete construction of water supply system completed years. Additional time required to complete application of water to the proposed beneficial use _____ years.

11. Choice of county newspaper for publication of Notice of Intent to Appropriate Water _____

12. Principal Features of the Proposed Water Supply System.

A. Works proposed to draw water from its natural source.dam with tubes and gates

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

ditches and dikes

C. Works proposed to apply water to beneficial use.

spreader ditches and dikes

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 Hughes) ss.I, Mark X Trask 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 Mark X Trask
23rd day of June, 1981Subscribed and sworn to before me this _____ day of _____, 1981Daren Wernsmann

Notary Public (or other qualified officer).

KAREN WERNSMANN, Administrative Secretary

WATER RIGHT APPLICATION APPROVAL

The Water Management Board hereby approves Water Right Application No. 1779-2

MARK X. TRASK

(Applicant)

ELVA SPRINGS

(Post Office Address)

SOUTH DAKOTA

(State)

57136

With the following qualifications

"VESTED RIGHT" CLAIMED

Date of first receipt of application JUNE 23, 1981

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

Date of receipt of corrected application _____, 19____

Approved JULY 29, 1981, Recorded in Book 22 Page 277

WATER RIGHT PERMIT NO. 1779-2

The Water Management Board hereby grants and issues this Water Right Permit No. 1779-2 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as qualified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is 1942, 19____
2. The equivalent of at least one-fifth of the work above specified is ~~to be~~ completed ~~on or before~~ 1981
3. The whole of said work is ~~to be~~ completed ~~on or before~~ _____, 19____
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is COMPLETED, 19____
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 injurious, affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 3.53 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 if for irrigation purposes said appropriation must be limited to not more than 2 acre feet per acre per year and be limited to not more than one-seventieth (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 THIS DATE, 19____; said water to be used during the following described

annual period: MARCH 1ST THRU NOVEMBER 30

Witness my hand this 15th day of SEPTEMBER, 1981

THE WATER MANAGEMENT BOARD

By

John H. H. H.
Chief Engineer, Water Rights

Certificate of Construction Issued SEPTEMBER 15, 1981

Water License Issued SEPTEMBER 15, 1981

Mark X Trask

Vested Right

Par. 9

Land Description			No. Acres Irrigated
SW $\frac{1}{4}$ NW $\frac{1}{4}$	19-T4N, R15E		19
NW $\frac{1}{4}$ SW $\frac{1}{4}$	19 " "		4
SE $\frac{1}{4}$ NW $\frac{1}{4}$	24 4N 14E		7
NW $\frac{1}{4}$ NE $\frac{1}{4}$	24 " "		5
SW $\frac{1}{4}$ NE $\frac{1}{4}$	24 " "		37
SE $\frac{1}{4}$ NE $\frac{1}{4}$	24 " "		18
NE $\frac{1}{4}$ SW $\frac{1}{4}$	24 " "		17
SE $\frac{1}{4}$ SW $\frac{1}{4}$	24 " "		12
NW $\frac{1}{4}$ SE $\frac{1}{4}$	24 " "		38
NE $\frac{1}{4}$ SE $\frac{1}{4}$	24 " "		23
SW $\frac{1}{4}$ SE $\frac{1}{4}$	24 " "		21
NW $\frac{1}{4}$ NE $\frac{1}{4}$	25 " "		23
SW $\frac{1}{4}$ NE $\frac{1}{4}$	25 " "		17
TOTAL			247

D Well Information

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____, Diameter _____, Thickness _____
(wood, concrete, steel, etc)
- (3) 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. (Attach a copy of test well log)

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Depth to water (ground surface to water level) _____

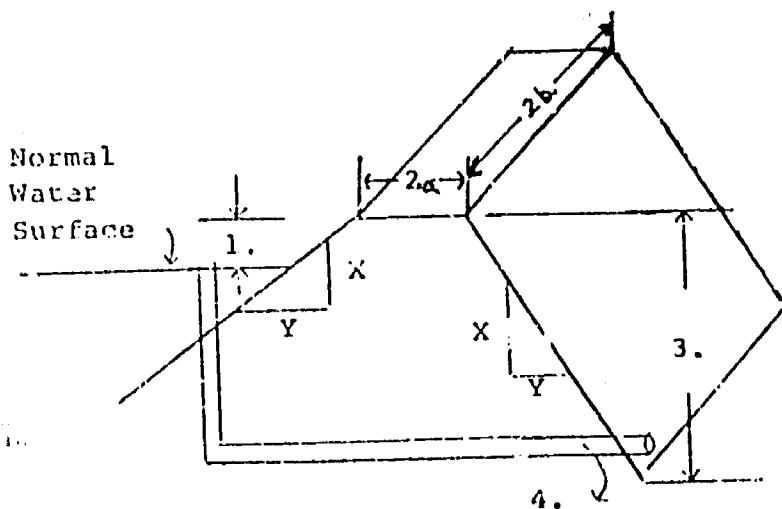
- (2) Distance to nearest existing household or livestock watering well.

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, length, maximum water depth, surface area, drainage area, storage capacity, dam slope, dimensions, location and size of outlet works, of each storage dam. The location of each water storage dam should be shown on the water right map.



1. Freeboard 4.0 feet
- 2a Crest width 100' + b. length 100'
3. Height of Dam 10 feet
2-4 feet wide gates
4. Outlet dimensions: with control boards
Pipe diameter at 2 locations in dam
Spillway width 100 feet
- X & Y slope:
Upstream 3:1
Downstream 2:1
Surface area of impoundment
7 acres
Drainage area above dam
8100 acres

Mark J. [Signature]
Signature of Applicant

NOTE: This Form is supplemental to Form 2, and is to be used when an affidavit pertaining to construction and water use, already completed, is needed.

**AFFIDAVIT OF CONSTRUCTION OF WATER USE
SYSTEM AND APPLICATION OF WATER TO BENEFICIAL USE**

Name of Applicant (Same as Form 2) Mark X. Trask

Post Office Address Elm Springs, State SD 57736

If a Corporation show date and place of incorporation _____

13. Notice of Appropriation (if available)

Date of Posting _____ Date of Recording _____

Recording Date _____

14. Date of start of construction of water supply system 1942

15. Date that water was first applied to beneficial use 1942

16. Name of owner of original water supply system Ed Shoblem

17. Amount of water originally applied to beneficial use 21 c. f. s. 24" CMP

18. Present Use of Water

Amount of water now being used 150(est) c. f. s. (2-4' wide headgates at 3 sites)

Date that this amount of water was first used 1942

19. Chronological History of Water Use

The spreader system has been used every year since the dam was constructed, when water was available. The water is used in a waterspreading system by flooding. Dikes are used to assist spreading water.

Attach to this Form 2B, any copies of notices, postings, filings, publications, affidavits, or other records that apply. You may also attach any written statement by you, or by others, that you deem pertinent.

STATE OF SOUTH DAKOTA)

County of Hughes) ss.

I, Mark X. Trask, the applicant, certify that I have read the foregoing and that the matters therein stated are true.

Signed Mark X. Trask

Subscribed and sworn to before me this 23rd day of June, 19 81

Karen Wernsmann
(Notary Public or other qualified Officer)

KAREN WERNSMANN, Ad. Sec, Water Rights Division

I, the undersigned, do hereby certify that I know about the water use system described above that I have read the foregoing and that the matters therein stated are true.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1779-2

(1) WHEREAS, On the 23rd day of June A. D. 1981
Mark X Trask

made Water Right Application No. 1779-2 for a vested right 3.53 cubic feet per second of the waters of Sands Spring Draw
County of Meade State of South Dakota, for irrigation

purposes; and
(2) WHEREAS, On the 29th day of July A. D. 1981

vested right / Permit No. 1779-2 with a date of priority of 1942
recognizing
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 day of A. D. 1981 and for the application to beneficial use of said water on or before the day of A. D. 1981

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 3.53 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,
to irrigate the following lands:

Section 19, T4N, R15E	Section 25, T4N, R14E
SW $\frac{1}{4}$ NW $\frac{1}{4}$ (BC) 19 acres	NW $\frac{1}{4}$ NE $\frac{1}{4}$ (AB) 23 acres
NW $\frac{1}{4}$ SW $\frac{1}{4}$ (CB) 4 acres	SW $\frac{1}{4}$ NE $\frac{1}{4}$ (AC) 17 acres
Section 24, T4N, R14E	TOTAL 247 acres
SE $\frac{1}{4}$ NW $\frac{1}{4}$ (BD) 7 acres	
NW $\frac{1}{4}$ NE $\frac{1}{4}$ (AB) 5 "	
SW $\frac{1}{4}$ NE $\frac{1}{4}$ (AC) 37 "	
SE $\frac{1}{4}$ NE $\frac{1}{4}$ (AD) 18 "	
NE $\frac{1}{4}$ SW $\frac{1}{4}$ (CA) 17 "	
SE $\frac{1}{4}$ SW $\frac{1}{4}$ (CD) 12 "	
NW $\frac{1}{4}$ SE $\frac{1}{4}$ (DB) 38 "	
NE $\frac{1}{4}$ SE $\frac{1}{4}$ (DA) 23 "	
SW $\frac{1}{4}$ SE $\frac{1}{4}$ (DC) 27 "	

(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, Mark X Trank

vested of Elm Springs, S.D.
the holder _____ and owner _____ of said permit No. 1779-2 a water right, dating from 1942
to use of 3.53 cubic feet per second of the waters
of Sands Spring Draw
in the County of Meade and State of South Dakota, or so much thereof as may be necessary for the
purpose hereinbelow mentioned to be diverted ~~XX~~ in the approximate center of Section 24, T4N, R14E

and conducted to and upon portions of lands in Section 19, T4N, R15E and Sections 24
and 25, T4N, R14E more fully described on the face of this license

for the purpose of irrigation

This Water License No. 1779-2 is based on a Vested Right Claim recorded and filed by the
Water Management Board

Subject to any limitations listed in Water Right Permit No. 1779-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 1st day of September A. D.
Nineteen Hundred and Eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

Permit No. 1779-2

Water Diversion No. 2 Upper Cheyenne Water District
10120111

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Mark X Trask

Vested
Right

the holder _____ of
Permit No. 1779-2, issued upon Application No. 1779-2, bearing date of priority of 1942
authorizing the diversion of 3.53 cu. ft. per second of the waters of _____
Sands Spring Draw County of Heade, State of South Dakota at
in the approximate center of Section 24, T4N, R14E

for irrigation

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 recognized
condition for diverting and conveying to the place of intended use 150 cu. ft. per second of water

Date September 15, 1981

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8324

PIERRE, June 23, 1914

RECEIVED OF Mark X Trask, Elm Springs, SE 57736
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. 1779-2 (examination, processing, recording and filing)	8	00
Fee for inspecting Construction, and issuing Cert. of Construction No.	2	50
Fee for inspecting Beneficial Use, and issuing Water License No.	2	50
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filling		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	13	00

WATER RIGHTS COMMISSION

By 102871 (M. J. Zlatos)
Chief Engineer, Executive Officer
JOHN HATCH (C. E.)

Permit No. 1779-2 V.R.Water Division 1 Upper Cheyenne Water District

**REPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE**

TO: WATER RIGHTS, WATER MANA ENT BOARD / FOSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by Mark X Trish
of Elm Springs, S. Dak. 57736 holder
 of Permit No. 1779-2, bearing date of priority of 1942, 19:
 authorizing the diversion of 3.53 cu. ft. per second of the waters of Sands Spring Draw
 for Irrigation purposes, in Meade 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.

Diversion Dam with C&P and 3 inch 2-4' wide
headgates. Dam approx 10' high & 100 ft long.

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

Diversion Dikes

C. Works used to apply water to beneficial use.

Spreader ditches and dikes for flood irrigation

The system is in the following condition: FairThe point of diversion is located Center of sec. 24, T4N R14EThe works are capable of diverting and conveying to the place of use 150 CFS.cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: The following in sec. 19 T4N R13E

SW $\frac{1}{4}$ NW $\frac{1}{4}$ - 19 Ac. NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 1 Ac. The following in sec. 24, T4N R14E
SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 7 Ac. NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 5 Ac. SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 37 Ac. SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 15 Ac.
NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 17 Ac. SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 12 Ac. NW $\frac{1}{4}$ SE $\frac{1}{4}$ - 35 Ac. NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 23 Ac.
SW $\frac{1}{4}$ SE $\frac{1}{4}$ - 27 Ac. The following in sec. 25, T4N R14E. NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 23
SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 17 Ac.

comprising a total of 247 acres of land.

Date

June 5, 1981

(Signature)

Per Reg. J. J. H. H. H.
(Signature)

 **Department of
Water & Natural Resources**

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

October 14, 1988

517-1
1779-2

Winifred Trask
Box 27
Rlm Springs, SD 57736

Dear Ms. Trask:

Enclosed are partially completed "Notice of Transfer" forms for use in filing an ownership change on Vested Water Right Claim Nos. 517-1 and 1779-2. Please check over the forms and sign in the presence of a notary public. Upon completion of the forms, return them to our office with a required filing fee of \$2.50 each (total of \$5.00). The vested water right claims will then be transferred to your name.

If you have any questions, please contact us.

Sincerely,

Genny McMATH

GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosure



NO. 1779-2

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: Oct. 18 1988

This is to notify you that the title to the lands described as follows:
247 acres - SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 19, T4N, R15E; SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$,
N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec 24, T4N, R14E; W $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 25, T4N, R14E

formerly owned by Mark X Trask

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

Water Right Permit No. 1779-2 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 Meade) ss.

I, Winifred Trask 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.

Winifred Trask
(Signed)

Subscribed and sworn to before me this 18 Day of October, 1988

George Henry
(Notary Public)

Expires 12/3/89

RECEIPT

Division of Water Rights
South Dakota Department of Water and Natural Resources

Pierre, October 20, 1977

RECEIVED OF Winifred Trask, Box 27, Elm Springs, SD 57736
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 <u>Permit No. 1779-2</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 Patch
Chief Engineer JOHN PATCH (JPS)

SOUTH
**Department of
Water & Natural Resources**

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

WATER RIGHTS DIVISION
(605) 773-3352

1779-2

November 7, 1988

Winifred Trask
Box 27
Elm Springs, South Dakota 57736

Dear Mrs. Trask:

Enclosed are receipt Nos. 411454 and 411455 in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 517-1 and 1779-2.

Our records now show you as the owner of these Water Rights.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.



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

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

January 18, 1990

517-1
1024-1
1025-1
1028-1
1779-2

Winifred E Trask
Box 27
Elm Springs, SD 57736

Dear Ms. Trask:

Thank you for the return of your 1989 irrigation questionnaires. At your request, enclosed are partially completed "Notice of Transfer" forms for use in filing ownership changes on Water Right Nos. 517-1, 1024-1, 1025-1, 1028-1 and 1779-2.

Please check over the forms and have them signed by the new owner in the presence of a notary public. Upon completion of the forms, return them to our office with a required filing fee of \$2.50 each (total of \$12.50).

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 me.

Sincerely,

Genny McMATH

GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosures

Rec'd
Elm Springs
J. L.
57736

Nov. 28-1489

State of Idaho National Resources
Comm, A. B.

Att. Henry Moller or Ed Moller

I am enclosing this
water migration questionnaire
I also want to transfer my
water permits to my children
who are changing the land-
holders

1028-1 } to Oatridge ~~the~~
1774-2 } to Rice 19
Edm Springs
A. B. 57736

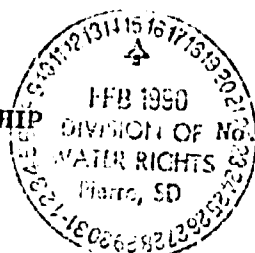
1025-1 - to Tom Peak
HER 86- Box 25
Edm Springs
A. B. 57736

1024-1 } to Terry Peak
517-1 } to O Tom Peak
HER 86- Box 25



Edm Springs
A. B. 57736
Please notify me when I
need to do - Thanks from
Theresa E. Moller

NOTICE OF TRANSFER OF OWNERSHIP



1779-2

TO: Chief Engineer
Water Rights Division, DWR
523 East Capitol
Pierre, SD 57501-3181

Date: February 8, 1990

I/We request that ~~Water Permit/Right~~ ^{Vested Water Right Claim} No. 1779-2

formerly owned by: Winifred Trask

be transferred to: (name & address) Patrick X. Trask

Box 19, Elm Springs, SD

(telephone No.) 798-5413

Title to the following described land(s)/property has been transferred as described above:

SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 19, T4N, R15E; SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$,

SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 24, T4N, R14E; W $\frac{1}{2}$ NE $\frac{1}{4}$ Sec 25, T4N, R14E Meade Co.

I/We understand that the validity of ~~Water Permit/Right~~ ^{Vested Water Right Claim} No. 1779-2 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

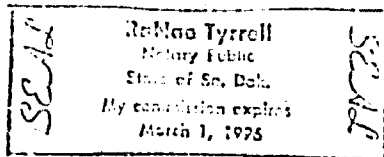
A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA Meade)
County of Pennington)

I/We Patrick X. Trask 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 that I know of my own personal knowledge that the information herein stated is true.

Patrick X. Trask
(Signed)

Subscribed and sworn to before me this 8th day of February, 19 90.



Retae Tyrrell
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a water right. A water right may be lost for three reasons

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

412087

Pierre, February 11, 1920

RECEIVED OF William Trask, Box 28, Elm Springs, SD 57736

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 <u>Vested Right Claim No. 1779-2</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 H. Hatcher
Chief Engineer

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

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

February 28, 1990

1028-1
1779-2

Patrick X. Trask
Box 19
Elm Springs, SD 57736

Dear Mr. Trask:

Enclosed are Receipt Nos. 412088 and 412087 in the amount of \$2.50 each which you paid for transfer of Water Right No. 1028-1 and Vested Water Right Claim No. 1779-2.

Our records now reflect you as the owner of this Water Right.

Sincerely,

Marie R. Arthur

MARIE R. ARTHUR
Secretary
Water Rights Division
(605) 773-3352

enclosure

1779-2

SOUTH DAKOTA

VESTED WATER RIGHT NO. 1779-2 FOR IRRIGATION

Date of Receipt of Claim June 23, 1981.

Date of Validation September 30, 1992.

The Water Management Board validated Vested Water Right Claim No. 1779-2 for irrigation purposes for Patrick X. Trask, Box 19, Elm Springs, South Dakota, 57736 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 1779-2 appropriates 3.53 cubic feet per second of water from Sands Spring Draw to irrigate 247 acres. The point of diversion is located in the approximate center of Section 24, T4N, R14E. The irrigated lands are located in the SW1/4 NW1/4, NW1/4 SW1/4 Section 19, T4N, R15E; SE1/4 NW1/4, W1/2 NE1/4, SE1/4 NE1/4, E1/2 SW1/4, N1/2 SE1/4, SW1/4 S1/4 Section 24, T4N, R14E and in the W1/2 NE1/4 Section 25, T4N, R14E.
2. The appropriation may not exceed the amount of water needed for beneficial use for irrigation. The appropriation may not exceed 3 acre feet per irrigated acre per year. Water is to be used during the following annual period: March 1 to November 30.
3. The priority date of the Vested Water Right is: January 1, 1942
4. The water use system has been constructed and water has been applied to beneficial use.
5. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: John H. Hallett
Chief Engineer

MAR 5 1993

date

Division of Water Rights
Dept. of Environment and Natural Resources



1779-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

MAR 5 1993

Patrick X. Trask
Box 19
Elm Springs SD 57736

Dear Mr. Trask:

The Water Management Board has validated the enclosed Vested Water Right No. 1779-2. This validation gives legal status to the claim and is the final document for your vested right.

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

Very truly yours,

A handwritten signature in cursive script, appearing to read "John Hatch".

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

enclosure

