

1. Considered December 3, 1958 Appl. No. 503-2

2. Name of Applicant Tony F. Krebs

3. Post Office Address Quinn, South Dakota

4. Amount of water claimed 10.1 cfs

5. Source of water supply Dry Draw

6. Water to be used for irrigation
Acres to be irrigated 78.2

7. Water to be diverted and used in Pennington County about
10 miles Northeast of Quinn.

8. Proof of Publication Received ☒
Not Received ☐

9. Application Approved ☒
Subject to ☐
Not approved ☐
Action deferred ☐

10. Remarks: 7 years for completion of works
+ 2 years for Application of Water

To. 503-2

To: State Water Resources Commission,
Pierre, South Dakota

October 1, 1958

Dear Sirs:

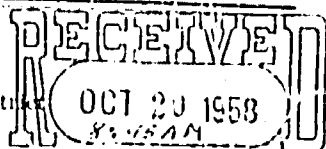
We are in receipt of your letter of October 22, 1958, enclosing notice
of Application No. 503-2 for the use of water, which will be published as requested, commencing with
our issue of November 6 1958, 10.

Very truly yours,

Please attach copy of first publication notice.

No. 503-2Water Division No. 2Bad River

(Blank to be filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

STATE WATER RESOURCES COMMISSION
PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant Fony-Fr-Krebs - Eugene H Franz, Estate (% Jo Ann Franz Exec)Liberal, Kansas 67901Postoffice address Quinn-2101 Dahlia, County Pennington, State South-Dakota-KS

I. If a corporation

(a) Name of same

(b) Date and place of incorporation

(c) Amount of capital stock

(d) Amount paid in

(e) Names and addresses of directors

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

(a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)

Contract and Direct labor

(b) Cash on hand, \$

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work Krebs Waterspreading System3. Amount of water claimed 1.1 cubic feet per second and all floodwaters4. Source of water supply Dry Draw5. Location of point of diversion See attachment listing six points of diversion

on _____ bank _____ County.

6. Annual period or periods during which water is to be used Throughout year when runoff occurs.

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity system(a) Number of acres to be irrigated 78.2 acres.(b) Legal subdivisions to be irrigated See attachment

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

(c) Statement as to domestic use (giving location, etc.) Stockwater dam (old structure)in the NW 1/4 Sec. 36 and the SW 1/4 Sec. 25, T-2-N, R-17-E.

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use Stockwater

Name any of the above uses claimed

(b) Amount of power to be generated _____ horse power.

Amount claimed for engine cooling _____

(c) Location of plant _____

(d) Method of developing power _____

(e) Point where water will be returned to stream _____

Map No. 495-2

8. Estimated cost of work:

(a) Head Gates, \$-----

(b) Pumping plant, \$-----

(c) Fluming, \$-----

(d) Canals-earth, \$-----

Rock, \$-----

(e) Other structures Earth dikes and ditches \$1000

Total, \$-----

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

Small ditches and dikes

II. Dimensions of works:

(a) Dam: Height-----feet; length at bottom-----feet; length at top-----feet; thickness at bottom-----feet; thickness at top-----feet; slope at front water face-----; slope at back face-----

material used in construction-----

(b) Reservoir: Capacity when filled-----acre feet. Surface area at highwater mark-----acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET	ACRE-Feet CAPACITY

(c) Head gate: Width-----feet, height-----feet;

Material-----

(d) Canal: Total length-----miles.

LOCATION BELOW HEADGATE	DEPTH	LOTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet
At ----- Mile	----- feet	----- feet	----- feet	----- feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work-----2-----years.

11. Time required for complete application of water to the proposed beneficial use-----2-----years.

12. Choice of newspaper for publication of notice of intention to appropriate-----

STATE OF SOUTH DAKOTA

County of Sanborn

ss.

Tom F. Kato, 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, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed Tom F. Kato

Subscribed and sworn to before me this-----

day of October1915

Notary Public (or other qualified officer.)

Remarks by State Water Resources Commission:

The diversion rate limitation of 1 cubic foot per second for each 70 acres irrigated shall not apply to this Dry Draw irrigation diversion during periods of flood flows, when such flows are in excess of the amount of water required to satisfy domestic use requirements and other water rights.

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota,

October 22, 1958

This is to certify that the foregoing application was received by the Commission at 8:45 o'clock

a.m. upon the 26 day of October, 1958

State Water Resources Commission

By:

G. W. Ruess

Chief Engineer, Executive Officer

Number of permit 503-2

Date of first receipt of application

October 20

1958

Date of return to applicant for correction, amendments or changes required as follows:

19

Date of receipt of corrected application

19

Date from which applicant may claim right

October 20

1958

Approved

December 3, 1958

Recorded in Book

5

Page

75

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before

December 3, 1959

2nd. The whole of said work is to be completed on or before

December 3, 1960

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

December 3, 1962

4th. The water appropriated shall be used for the purpose of

irrigation

5th. 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.

6th. The amount of the appropriation herein granted shall not exceed 1.1 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must 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 December 3, 1962; said water to be used during the following described annual period:

April to October inclusive

Witness my hand this

30

day of

December, 1958

State Water Resources Commission

By:

G. W. Ruess

Chief Engineer, Executive Officer

Certificate of Construction Issued

OCTOBER 10, 1963

Water License Issued

OCTOBER 10, 1963

STATE OF SOUTH DAKOTA

WATER LICENSE No. 503-2

WHEREAS, On the 20th day of October A. D. 1958

Tony F. Krebs

of Quinn County of Pennington and State of South Dakota duly made application (No. 503-2) to us for a permit to use 1.1

cubic feet per second of the waters of a dry draw

County of Pennington, State of South Dakota, for irrigation purposes; and

WHEREAS, On the 30th day of December A. D. 1958

Permit No. 503-2 was issued to said applicant... for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 3rd day of December A. D. 1960 and for the application to beneficial use of said water on or before the 2nd day of December A. D. 1962 and,

WHEREAS, On the 10th day of September A. D. 1963

the holder... of said permit duly made proof of the completion of adequate works for the diversion of 1.1 cubic feet per second of said waters, as evidenced by our Certificate No. 503-2 dated October 10, 1963 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.1 cubic feet per second of water, with date of priority of October 20, 1958 ~~XXXX~~ and,

WHEREAS, On the 10th day of September A. D. 1963

proof was duly made of the application to beneficial use of 1.1 cubic feet per second of said water; for irrigating 78.2 acres in portions of Sections 25 and 36, T2N, R17E

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 Tony F. Krebs
of Quinn the holder and owner of said permit No. 503-2
a water right, dating from October 20, 1958 to the use of 1.1
cubic feet per second of the waters of a dry draw
in the County of Pennington and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinafter mentioned, to be diverted ~~xx~~ between a point in the NW 1/4 SW 1/4,
Section 36, and a point in the SW 1/4 SE 1/4, Section 25, T2N, R17E
and conducted to and upon 78.2 acres in portions of Sections 25 and 36, T2N, R17E, more
specifically described in the Certificate of Completion of Works
for the purpose of irrigation

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject, also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 10th day of October A. D. Nineteen
Hundred and Sixty-Three

State Water Resources Commission
By: J. W. GRIMES
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. -----

To -----

Source of Supply -----

County -----

Ac't ----- C. T. S.

Point of Diversion -----

Place of Use -----

Purpose -----

Date of Priority -----

Recorded -----

in Book ----- of ----- Page -----

Permit No. 503-2Water Division No. 2 Bad River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Tony F. Krebs

of Quinn, County of Pennington, and State of South Dakota, the holder of Permit No. 503-2, Issued upon Application No. 503-2, bearing date of priority of October 20, 1958, authorizing the diversion of

1.1 cu. ft. per second of the waters of a dry draw

County of Pennington, State of South Dakota, XX between a point in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 36, and a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, T2N, R17E

for irrigation

purposes, has 5 fully 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 1.1 cu. ft. per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows.

to-wit: all in T2N, R17E

Section 25	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.8 acres
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	2.4 "
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	21.3 "
Section 36	NW $\frac{1}{4}$ NE $\frac{1}{4}$	3.5 "
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	26.7 "
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	9.7 "
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	3.1 "
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	5.0 "
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	0.2 "
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	1.0 "
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>2.5</u> "
	Total	- 78.2 "

Witness my hand this 10th day of October 63 A. D. 19

State Water Resources Commission

By: J. W. ORIMES
Chief Engineer, Executive Officer

ATTACHMENT FOR WATER RIGHT APPLICATION
Tony F. Krebs, Quinn, S. D.

Item 5--Location of Points of Diversion:

- 12.4 rods, N 53° 30' W*
(1) ~~102 rods west and 71 rods north~~ of the SE corner of Sec. 25, T-2-N, R-17-E.
104 rods, S 78° 30' W
(2) ~~119 rods west and 2 rods north~~ of the SE corner of Sec. 25, " "
114 rods, N 11° 20' E
(3) ~~23 rods east and 112 rods north~~ of the SW corner of Sec. 33, " "
152 rods, S 58° 30' E
(4) ~~95 rods east and 119 rods south~~ of the NW corner of Sec. 33, " "
208 rods, N 47° 30' W
(5) ~~153 rods west and 140 rods north~~ of the SE corner of Sec. 36, " "
197 rods, N 40° 00' W
(6) ~~128 rods west and 163 rods north~~ of the SE corner of Sec. 36, " "

Item 7 (b) Legal Subdivisions to be irrigated.

NE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 25, T-2-N, R-17-E.....	2.8	Acres
SW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 25 " "	2.4	"
SE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 25 " "	21.3	"
NW $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 36 " "	3.5	"
NE $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 36 " "	26.7	"
SW $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 36 " "	9.7	"
SE $\frac{1}{4}$ NW $\frac{1}{4}$	Sec. 36 " "	3.1	"
SW $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 36 " "	5.0	"
SE $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 36 " "	0.2	"
NW $\frac{1}{4}$ SW $\frac{1}{4}$	Sec. 36 " "	1.0	"
NW $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 36 " "	2.6	"

TOTAL 78.2 Acres

(First Publication before November 7, 1958)

APPROPRIATION OF WATER

Office of State Water Resources Commission.

Pierre, S. Dak., October 21, 1958

Notice is hereby given that Tony F. Krebs whose postoffice address is Quinn S. Dak., has made an application in accordance with

the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.1

cubic feet of water per second of time from dry draws through the

Krebs Waterspreading System the six points of diversion are to be located on the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 25; the NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36 all in T 2 N, R 17 E.

~~XXXXXX~~ parts of Said water to be used for the purpose of providing irrigation on the following described land:

E $\frac{1}{2}$ SE $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 25; S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and NW $\frac{1}{4}$ SE $\frac{1}{4}$,

Sec. 36 all in T 2 N, R 17 E.

~~XXXXXX~~ ~~XXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 3rd day of December, 1958, at 2:00 P.M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By:

~~XXXXXXXXXXXXXXXXXXXX~~
Les Wyborny, Water Rights Engineer

cc B. N. Browning, Publisher
The Quinn Record
Quinn, South Dakota

PROOF OF PUBLICATION

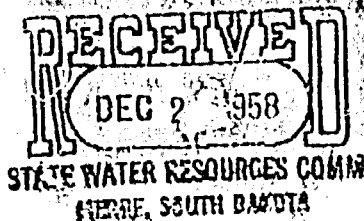
STATE OF SOUTH DAKOTA
County Pennington ss.

B. H. Brown being duly sworn, deposes and says the annexed printed copy of Notice of Intention to appropriate Water was taken from the Water Spreading System a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the Pennington County of South Dakota; and State of South Dakota; that the said notice was published in said newspaper on the following dates:

Nov 8, 1958, Nov 15, Nov 22, 1958
Oct 16, Oct 23, Oct 30, Nov 6, 1958

in each and every issue of the full number thereof, the first publication being made on the 16th day of October 1958 and the last publication on the 30th day of October 1958, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was the printer and publisher of the said newspaper.

Subscribed and sworn to before me this 21st day of Nov



Notary Public Pennington County, S. D.

1st PUBL. Dec 7, 1958
Appropriation of Water
Office of State Water Resources
Commission, Pierre, S. D. Oct 21
1958.

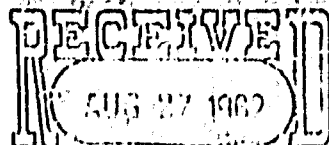
NOTICE is hereby given that Tony F. Kees, whose postoffice address is Quinn, S. D. has made application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.1 cubic feet of water per acreous of time from dry draws through the Water Spreading System. The six points of diversion are to be located on the NW 1/4 Sec 25; the NW 1/4 Sec 26; the NW 1/4 Sec 27; the NW 1/4 Sec 28; the NW 1/4 Sec 29; and the NW 1/4 Sec 30 all in T. 2 N., R. 17 E. Said water to be used for the purpose of providing irrigation on the parts of the following described land: NW 1/4 Sec 21; NW 1/4 Sec 22; NW 1/4 Sec 23; NW 1/4 Sec 24; NW 1/4 Sec 25; NW 1/4 Sec 26; NW 1/4 Sec 27; NW 1/4 Sec 28; NW 1/4 Sec 29; NW 1/4 Sec 30 all in T. 2 N., R. 17 E.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 3rd day of December 1958 at 2: P.M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all interested persons.

State Water Resources Com.
By Les Wyborny, Water
Rights Engineer
No 9, 41.

Permit No. 503-2....


 Water Division No. 2..... Red River... Water District
 STATE WATER RESOURCES COMMISSION
 PIERRE, SOUTH DAKOTA

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) Quinn(Date) 24 Aug 62

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of
1.1.....cu. ft. per second of the waters of the state from
 through the Krebs water spreading system.....
 for Irrigation..... purposes
 In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Tony F. Krebs
2. The postoffice address of such person or the place of business of such corporation is Quinn, S. Dak.
County of Pennington..... State of South Dakota
3. The number of such permit is 503-2..... and the date set for the completion of such work is
December 3, 1962
4. Said water to be used for Irrigation..... purposes.
5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 1.1..... cubic feet per second.
6. The amount of land for which said water is available is 78.2..... acres,
particularly described as follows: see attached form

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners)

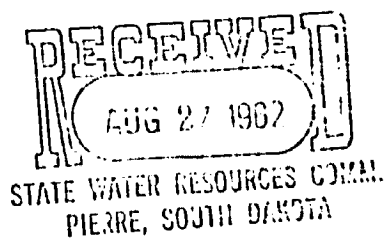
ATTACHMENT FOR WATER RIGHT APPLICATION
Tony F. Krebs, Quinn, S. Dak.

Item 5--Location of Points of Diversion:

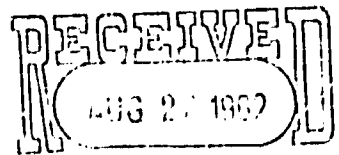
- (1) 102 rods west and 71 rods north of the SE corner of Sec. 25, T-2-N, R-17-E. " "
- (2) 119 rods west and 2 rods north of the SE corner of Sec. 25, " "
- (3) 22 rods east and 112 rods north of the SW corner of Sec. 36, " "
- (4) 95 rods east and 119 rods south of the NW corner of Sec. 36, " "
- (5) 153 rods west and 140 rods north of the SE corner of Sec. 36, " "
- (6) 128 rods west and 153 rods north of the SE corner of Sec. 36, " "

Item 7 (b) Legal Subdivisions to be irrigated.

NE 1/4 Sec. 25, T-2-N, R-17-E.	2.8 Acres.
SW 1/4 Sec. 25	" 2.4
SE 1/4 Sec. 25	" 21.3 Acres
NW 1/4 Sec. 36	" 3.5
NE 1/4 Sec. 36	" 26.7
SW 1/4 Sec. 36	" 9.7
NE 1/4 Sec. 36	" 3.1
SW 1/4 Sec. 36	" 5.0
NE 1/4 Sec. 36	" 0.2
SW 1/4 Sec. 36	" 1.0
SE 1/4 Sec. 36	" 2.5
NW 1/4 Sec. 36	"
Total 78.2 Acres.	



Permit No. 503-2



Water Division No. 2 Bad River Water District STATE WATER RESOURCES COM. PIERRE, SOUTH DAKOTA

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) Quinn

(Date) 26 Aug 62

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the _____ day of _____

19_____, at Quinn S.D. _____ County of Pennington _____ State of South Dakota,

before Eng. or officer _____ proof will be submitted of the application to beneficial use
(Examining Engineer or Officer)

of 1.1 _____ cubic feet per second of the waters of Dry Draw _____

_____ In accordance with the terms and conditions of Permit No. 503-2

heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are _____

Tony F. Krebs Quinn, So. Dak.

2. The use to which said water has been applied is now completed and working.

3. The amount applied to beneficial use is 78.2 acres

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) see attached form

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is

Krebs water spreading system

6. The right to take the water from such works is based upon permit No. 503-2

7. The source of supply from which such water is diverted is dry draw and flood water

8. The date of priority which said user is prepared to establish is Oct. 20, 1958

(Sign)

ATTACHMENT FOR WATER RIGHT APPLICATION
 Tony F. Krebs, Quinn, S. Dak.

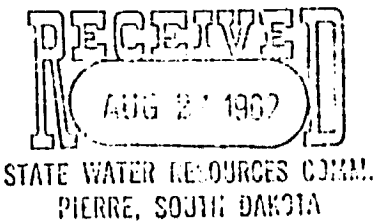
Item 5--Location of Points of Diversion:

- (1) 102 rods west and 71 rods north of the SE corner of Sec. 25, T-2-N, R-17-E.
- (2) 119 rods west and 2 rods north of the SE corner of Sec. 25, " " "
- (3) 82 rods east and 112 rods north of the SW corner of Sec. 36, " " "
- (4) 95 rods east and 119 rods south of the NW corner of Sec. 36, " " "
- (5) 153 rods west and 140 rods north of the SE corner of Sec. 36 " " "
- (6) 128 rods west and 153 rods north of the SE corner of Sec. 36, " " "

Item 7 (b) Level Subdivisions to be Irrigated.

NE 1/4 Sec. 25, T-2-N, R-17-E.	2.8 Acres.
SW 1/4 Sec. 25 " "	2.4 " "
SE 1/4 Sec. 25 " "	21.3 Acres
NE 1/4 Sec. 36 " "	3.5 " "
SE 1/4 Sec. 36 " "	26.7 " "
SW 1/4 Sec. 36 " "	9.7 " "
NE 1/4 Sec. 36 " "	3.1 " "
SW 1/4 Sec. 36 " "	5.0 " "
SE 1/4 Sec. 36 " "	0.2 " "
NE 1/4 Sec. 36 " "	1.0 " "
SW 1/4 Sec. 36 " "	2.5 " "

Total 78.2 Acres.



Permit No. 5032Water Division No. 2 Bad River Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that in accordance with your letter of authorization dated 10-1-58, I have this day made a thorough examination of the diversion works constructed by Tony F. Krebs, of Pennington County, South Dakota, holder of Permit No. 5032, issued upon Application No. 5032, bearing date of priority of 10-20, 1958, authorizing the diversion of 1.1 cu. ft. per second of the waters of Dry Draw for Irrigation purposes. I have to report on the condition of the same as follows:

The diversion works comprise: one stockwater dam (old structure completed before water right application) and five other diversion ditches (small) w/ 8500' total of irrigation ditches. (spread system)

and the system is in the following condition: Good

The point of diversion is located 6 points 124 rods N 55° 30' W of S.E. cor. Sec. 25-2N-17E, 101 rods S 75° 30' W of S.E. cor. Sec. 25-2N-17E, 114 rods N 1° 20' E of S.W. cor. Sec. 36-2N-17E, 152 rods S 88° 30' W of N.W. cor. Sec. 36-2N-17E, 208 rods N 47° 30' W of S.E. cor. Sec. 36-2N-17E, 197 rods N 40° 0' W of S.E. cor. Sec. 36-2N-17E

The works are capable of diverting and conveying to the place of use 1.1 cu. ft. per second of water, which is to be used for Irrigation

The legal sub-divisions to be irrigated are:

NE ¹ SE ¹ 25-2N-17E 2.8 ac.	NE ¹ NE ¹ 36-2N-17E 26.7 ac.	SE ¹ NE ¹ 36-2N-17E 0.2 ac.
SW ¹ SE ¹ 25-2N-17E 2.4 ac.	SW ¹ NW ¹ 36-2N-17E 7.7 ac.	NW ¹ SW ¹ 36-2N-17E 1.0 ac.
SE ¹ SE ¹ 25-2N-17E 21.3 ac.	SE ¹ NW ¹ 36-2N-17E 3.1 ac.	NW ¹ SE ¹ 36-2N-17E 2.5 ac.
NN ¹ NE ¹ 36-2N-17E 3.5 ac.	SW ¹ NE ¹ 36-2N-17E 5.0 ac.	

comprising a total of 78.2 acres of land.

The domestic use intended comprises stock watering

The utilization for power, mining, or other beneficial uses comprises:

Witness my hand, this 10th day of Sept., A.D. 1963.

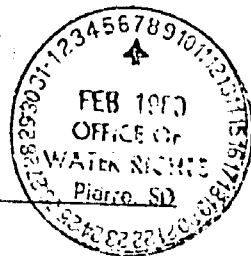
SEAL—

William H. Miller
Examining Engineer.

FORM 20

NO. 503-2

NOTICE OF TRANSFER OF WATER PERMIT



TO: Water Rights
Foss Building
Pierre, SD 57501

Date _____

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

78.2 acres in S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 25; NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36,
all in T2N, R17E

formerly owned by Tory F. Krebs, Quinn, SD

has been transferred to ☒ Eugene H. Franz Estate, 2101 Dahlia, Liberal, Kansas, 67901

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

Water Right Permit No. 503-2 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 Office of the Board of Water Management 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.

KANSAS
STATE OF ~~XXXXXXXXXXXX~~
County of SEWARD) ss.

I, Jo Ann Franz, Executrix of the Estate of
Eugene H. Franz, Deceased, being first duly sworn, 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.

Eugene H. Franz Estate, by Jo Ann Franz executrix
(Signed)

Subscribed and sworn to before me this 22nd Day of February, 1980.

Diana K. Hodges
(Notary Public)

