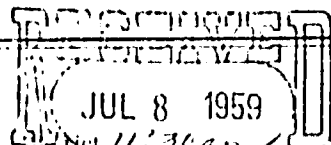


1. Considered Aug. 10, 1959 Appl. No. 847.2
2. Name of Applicant Edward E. Miller
3. Post Office Address 1300 W. 1st St.
4. Amount of water claimed 1.7 cfs
5. Source of water supply San Juan River
6. Water to be used for irrigation
Acres to be irrigated _____
7. Water to be diverted and used in San Juan County about
1.5 miles west of Alamosa.
8. Proof of Publication Received 1st publ. (see)
Not Received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:

Water Division No. 2

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

STATE WATER RESOURCES COMM.

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 Fred B. Wild Perle O. Daniel
 RR #4, Box 38A
 Postoffice address Chadron, County Shannon, State Nebraska

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)

Employment of others and direct labor

- (b) Cash on hand, \$
- sufficient

(c) Treasury stock, \$ —

- (d) Bonds to be issued, \$
-

(e) Other resources, \$ Govt. Cost Share

2. Name of diversion work Fred B. Wild Water Spreader Project #1
 3. Amount of water claimed 1.7 cubic feet per second or 360,0 acre feet (3 Ac.ft./Acre)
 4. Source of water supply Surface runoff from local watersheds
 Div. #1, 181.5 rods S59 degrees and 30 minutes W of NE Corner
 5. Location of point of diversion of Section 29-36N-48W. Div. #2 is 180 rods N 77 degrees and 00 minutes W. of the SE Corner of Section 20-36N-48W. Div. Pt. #3 is 230 rods N 58 degrees and 00 minutes W of the SE Corner on both banks Shannon County. of Section 20-36N-48W.
 6. Annual period or periods during which water is to be used When ever flow occurs during annual periods of use.
 7. To be used for:

1. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?
- Irrigation, Gravity

- (a) Number of acres to be irrigated
- 120.0
- acres.

- (b) Legal subdivisions to be irrigated
- See attached sheet #1

(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.)

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

- (a) Nature of use
- 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. 526-2

8. Estimated cost of work:

(a) Head Gates, \$ 30.00

(b) Pumping plant, \$

(c) Fluming, \$

(d) Canal-earth, \$ 800.00

Rock, \$

(e) Other structures tubes, culs, dikes \$ 4200.00

Total, \$

9. Description of diversion works:

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

Two plugs that will be diverting water into two ditches (supply) that will convey the water onto the spreader Area consisting of a series of ditches & dikes

II. Dimensions of Works:

(a) Dam: Height 17.0 feet; length at bottom 100 feet; length at top 24.5 feet; thickness at bottom 60 feet; thickness at top 10 feet; slope at front water face 1 to 1; slope at back face 2 to 1 material used in construction north

(b) Reservoir: Capacity when filled 13.7 acre feet. Surface area at highwater mark 5.0 acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET-ACRES	ACRE-Feet CAPACITY
0.0	2.5	0.0
2.5	5.0	13.7

(c)* Head gate: Width 2.0 feet; height 2.0 feet; Material metal

(d) Canal: Total length 0.5 miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At 0.0 Mile	2.0 feet	10.0 feet	18.0 feet	10.6 feet
At 0.5 Mile	2.0 feet	10.0 feet	18.0 feet	10.6 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 5 years.

11. Time required for complete application of water to the proposed beneficial use 4 years.

12. Choice of newspaper for publication of notice of intention to appropriate Shannon County News

STATE OF SOUTH DAKOTA

County of Shannon ss.

I, [Signature], 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 [Signature]

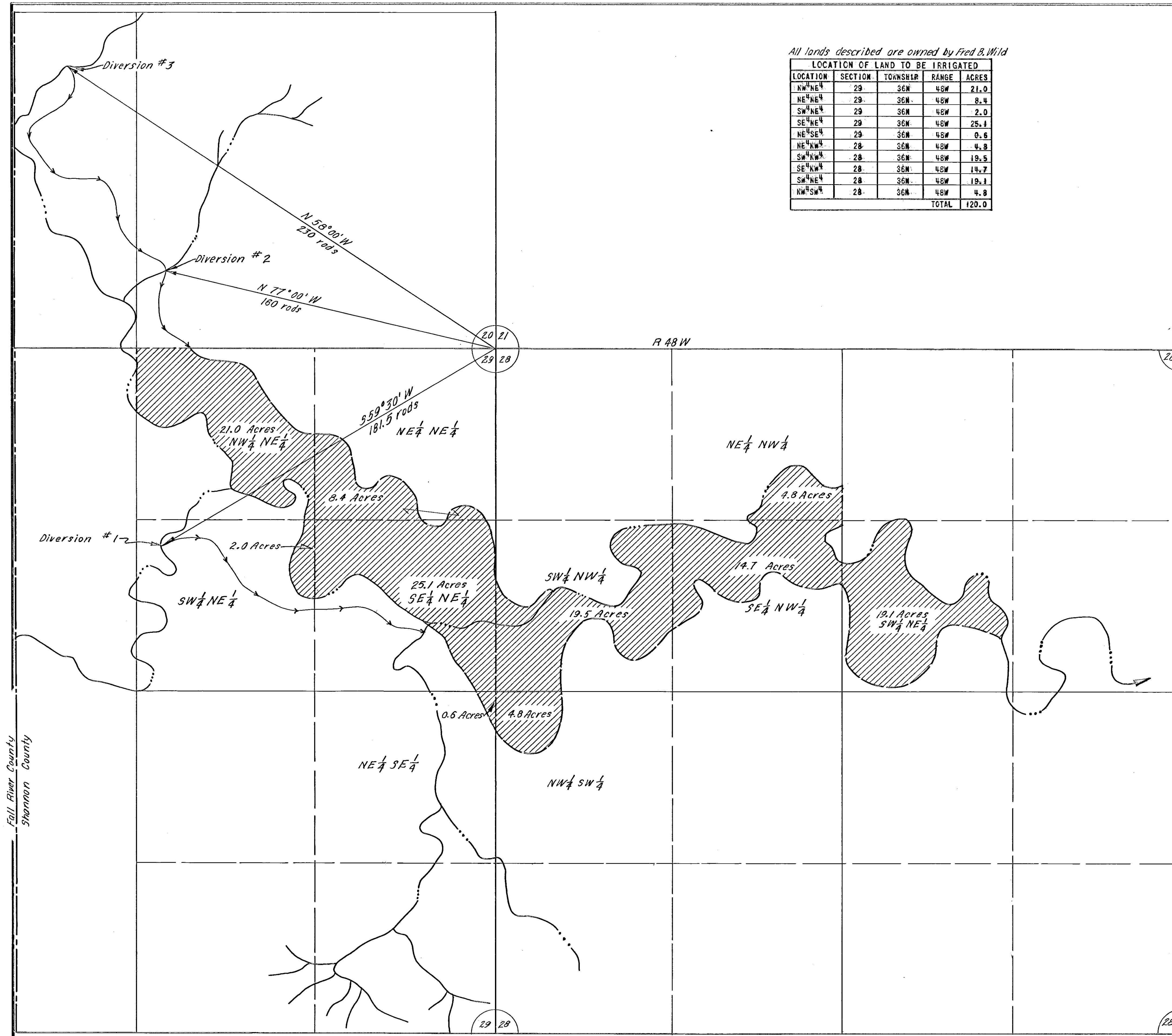
Subscribed and sworn to before me this 6 day of July 1957

Notary Public (or other qualified officer.)

Each diversion must have a headgate or measuring device.

All lands described are owned by Fred B. Wild

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
NW 1/4 NE 1/4	29	36N	48W	21.0
NE 1/4 NE 1/4	29	36N	48W	8.4
SW 1/4 NE 1/4	29	36N	48W	2.0
SE 1/4 NE 1/4	29	36N	48W	25.1
NE 1/4 SE 1/4	29	36N	48W	0.6
NE 1/4 NW 1/4	28	36N	48W	4.8
SW 1/4 NW 1/4	28	36N	48W	19.5
SE 1/4 NW 1/4	28	36N	48W	14.7
SW 1/4 NE 1/4	28	36N	48W	19.1
NW 1/4 SW 1/4	28	36N	48W	4.8
TOTAL				120.0



LEGEND

- Intermittent Stream
- Supply Ditch
- Irrigable Area

SURVEYOR'S CERTIFICATE

I, Walter H. Christman, DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE Fred B. Wild Water Spreader Project AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE Shannon County SOIL CONSERVATION DISTRICT.

SIGNATURE: Walter H. Christman

TITLE: Ag. Eng - S.C.S.
U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 2nd DAY OF July, 1959, A.D.

Joseph Suggow
NOTARY PUBLIC
MY COMMISSION EXPIRES March 15, 1963.

Scale: 1" = 400'

**FRED B. WILD
WATER SPREADER PROJECT
NUMBER 1**

Shannon County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Date: 6/1/59
Designed by: W.H.C. & L.K.
Drawn by: W.H.C. & L.K.
Traced by: W.H.C.
Checked by: W.H.C.
Approved by: W.H. Christman
Title: Ag. Eng - S.C.S.
Sheet: 1
Drawing No.: 1

Map No. 526-2 (App. No. 347-2)

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.

The lands to be irrigated are within the apparent boundaries of the Pine Ridge Indian Reservation. Use of water granted by this permit is not to interfere with use of water by Indians.

STATE OF SOUTH DAKOTA
County of Bugher } ss.

Pierre, South Dakota, July 11, 1959

This is to certify that the foregoing application was received by the Commission at 11:30 o'clock A.m. upon the 8 day of July, 1959

State Water Resources Commission

By:

George R. Miller
Chief Engineer, Executive Officer

Number of permit 547-2

Date of first receipt of application July 8, 1959

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 July 8, 1959

Approved August 11, 1959, Recorded in Book 5 Page 311

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 _____

August 11, 1960

2nd. The whole of said work is to be completed on or before August 11, 1964

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

August 11, 1968

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 1.7 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 August 10, 1968, said water to be used during the following described annual period:

Whenever flow occurs during annual period of

year

Witness my hand this 18 day of September, 1959

State Water Resources Commission

By:

George R. Miller
Chief Engineer, Executive Officer

Certificate of Construction Issued _____

JUNE 10, 1966

Water License Issued _____

JUNE 10, 1966

STATE OF SOUTH DAKOTA

WATER LICENSE No. 547-2

WHEREAS, On the 11th day of July A. D. 1959
Fred B. Wild

of Chadron ~~XXXXXX~~ and State of
Nebraska duly made application (No. 547-2) to us for a permit to use 1.7
cubic feet per second of the waters of dry draws
County of Shannon, State of South Dakota, for irrigation
purposes, and

WHEREAS, On the 18th day of September A. D. 1959
Permit No. 547-2 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 11th day of
August A. D. 1964 and for the application to beneficial use of said
water on or before the 11th day of August A. D. 1968
and,

WHEREAS, On the 2nd day of June A. D. 1966
the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.7
cubic feet per second of said waters, as evidenced by our Certificate No. 547-2
dated June 10, 1966 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 1.7 cubic feet per second of water, with date of
priority of July 11, 1959 ~~XXXX~~ and,

WHEREAS, On the 2nd day of June A. D. 1966
proof was duly made of the application to beneficial use of 1.7 cubic feet per second of said water;
for irrigating 120 acres in portions of Sections 28 and 29, T36N, R48W

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 Fred B. Wild
 of Chadron, Nebraska the holder and owner of said permit No. 547-2
July 11, 1959 to the use of 1.7
 a water right, dating from _____
 cubic feet per second of the waters of dry draws
 In the County of Shannon and State of South Dakota, or so much thereof as may be
 necessary for the purposes hereinbelow mentioned, to be diverted at points in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 20, and in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29, T36N, R43W
 and conducted to and upon portions of Section 28 and 29, 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 June A. D. Nineteen
 Hundred and Sixty-Six

State Water Resources Commission

By:

J. W. GRIMES
 Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

in Book _____ of _____ Page _____

Permit No. 547-2Water Division No. 2 White River
Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Fred B. Wildof Chadron
Nebraska~~XXXXXXXXXX~~

, and State of

the holder of Permit No. 547-2, issued upon ApplicationNo. 547-2, bearing date of priority of July 8, 1959

, authorizing the diversion of

1.7cu. ft. per second of the waters of dry drawsCounty of ShannonState of South Dakota, at points in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 20; and at a point in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29, T36N, R48W, for irrigation

purposes, has 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 1.7 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 T36N, R48W

Section 29	NW $\frac{1}{4}$ NE $\frac{1}{4}$	21.0 acres
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	8.4 "
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.0 "
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	25.1 "
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	0.6 "
Section 28	NE $\frac{1}{4}$ NW $\frac{1}{4}$	4.8 "
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	19.5 "
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	14.7 "
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	19.1 "
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	4.8 "
	Total -	120.0 "

Witness my hand this 10th day of JuneA. D. 1966

State Water Resources Commission

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

7 (1) b. Legal Subdivisions to be irrigated:

NW NE	of Section 29----	21 Acres
NE NE	of Section 29-----	3.4 Acres
SW NE	of Section 29-----	1.0 Acres
SE NE	of Section 29-----	55.1 Acres
NE SE	of Section 29-----	0.6 Acres
NE NW	of Section 28 -----	1.8 Acres
SW NW	of Section 28-----	18.5 Acres
SE NW	of Section 28-----	14.7 Acres
SW NE	of Section 28-----	13.1 Acres
NW SW	of Section 28-----	4.9 Acres

Total 120.0 Acres

All of the above subdivisions are located in Township 36N and Range 48W

Permit No.

547-2

Water Division No.

2

WHITE 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....., I have this day made a thorough examination of the diversion works constructed by

FRED B. WILD

of

CHADRON, NEBRASKA

County, South Dakota, holder of Permit No.

547-2

Issued

upon Application No. 547-2, bearing date of priority of JULY 8, 1959, authorizing the

diversion of 1.7 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:

STORAGE DAM w/ 24" CMP TUBE
WITH HEADGATE AND A SERIES OF DIKES &
PLUGS TO DIVERT THE RELEASED WATER.
DIKES ALSO DIVERT SMALL DRAW ONTO
ADJACENT FLOOD PLAIN

and the system is in the following condition: GOOD

The point of diversion is located AS SHOWN ON THE APPLICATION

The works are capable of diverting and conveying to the place of use 1.7 cu. ft. per second of water,
which is to be used for IRRIGATION

The legal sub-divisions to be irrigated are:

SECTION 20; NW¹NE¹, 21 ACRES;
NE¹NE¹, 8.4 ACRES; SW¹NE¹, 2.0 ACRES; SE¹NE¹, 25.1 ACRES;
NE¹NW¹, 0.6 ACRES; SECTION 28; NE¹NW¹, 4.8 ACRES; SW¹NW¹, 19.5
ACRES; SE¹NW¹, 10.7 ACRES; SW¹NE¹, 19.1 ACRES; NW¹SW¹, 4.8 ACRES;
ALL IN T36N, R48W comprising a total of 120.0 acres of land.

The domestic use intended comprises

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

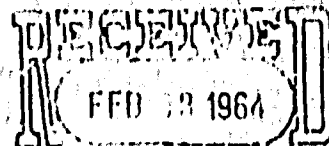
Witness my hand, this 2ND day of

JUNE

A. D. 1966

-SEAL-

Examining Engineer
OFFICER.

Permit No. 547-1Water Division No. 2Water District 1STATE WATER RESOURCES COM.
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.) Chadron, Nebraska(Date) Feb 9 1964

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 _____

_____ cu. ft. per second of the waters of the state from _____
through the Field to Mide Foundation Section #1
for _____ 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 Field to Mide

2. The postoffice address of such person or the place of business of such corporation is _____
County of _____ State of _____

3. The number of such permit is 547-1 and the date set for the completion of such work is _____

4. Said water to be used for _____ 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 1.7 cubic feet per second.

6. The amount of land for which said water is available is _____ acres,
particularly described as follows: _____

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

Fried B. Will

(Signature of Owners) _____

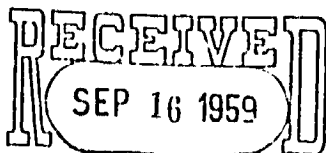
PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County FALL RIVER } ss.

Louise Hotchkiss being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Shannon County News 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 Pine Ridge of Shannon County of Shannon and State of South Dakota; that the said notice was published in said newspaper on the following dates:

July 16, 1959,July 23, 1959,July 30, 1959,August 6, 1959

in each and every issue of the full number thereof, the first publication being made on the 16th day of July 1959 and the last publication on the August 6th day of August 1959, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was one of the printers and publisher of the said newspaper.

Louise HotchkissSubscribed and sworn to before me this 14th day of September A. D. 1959.STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTANorman K. Blatchford
Norman K. Blatchford
Notary Public Fall River County, S. D.

APPROPRIATION OF WATER

Office of State Water Resources Commission, Pierre, S. Dakota, July 11, 1959.

Notice is hereby given that Fred B. Wild whose postoffice address is Chadron, Nebraska, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.7 cubic feet of water per second of time from three dry draws through the Fred B. Wild Water-spreader No. 1, the point of diversion of which is to be located on both at a point in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ both in Section 20; and banks of said streams in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 29 point all in Township 36 N Range 48W. Said water to be used for the purpose of providing irrigation on parts of the following described land:

NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 29; NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$; NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 28, all in T 36 N. R 48 W.

This application will be taken up by the State Water Resource Commission at their office at Pierre for consideration upon the 10th day of August, 1959, at 2:00 P. M. All interested persons may appear and be heard.

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

State Water Resources
Commission

By:

Les Wyborny, Water
Rights Engineer.

Pub. July 16, 23, 30, Aug. 6, 1959

(First Publication before July 17, 1959)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., July 11, 1959

Notice is hereby given that Fred P. Wild whose postoffice address is Chadron, Nebraska ~~STATE~~, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.7

cubic feet of water per second of time from ~~the~~ three dry draws through the Fred B. Wild Waterspreader

No. 1, the point of diversion of which is to be located on ~~the~~ both at a point in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and a point in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ both in Sec. 20; and point banks of said stream in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 29 parts of all in Twp. 36 N Range 48 Sald water to be used for the purpose of providing irrigation on the fol-

lowing described land:

NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 29; NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$

Sec. 28, all in T 36 N, R 48 W

~~XXXXXX~~

~~XXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of August, 1959, 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

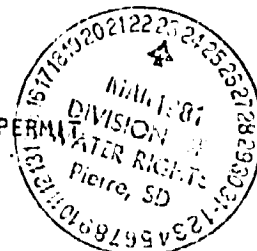
By:

~~CHAS. E. HOTCHKISS~~
Les Wyborny, Water Rights Engineer

cc E. E. Hotchkiss
The Shannon County News
709 River Street
Hot Springs, South Dakota

NO. 547-2

NOTICE OF TRANSFER OF WATER PERMIT



TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 3-19-81

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

120 acres - NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29; NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 28
all in T36N, R48W

formerly owned by Fred B Wild, Chadron, NE 69337

has been transferred to Pierle Peter O'Daniel, RR #4, Box 38A, Chadron, NE 69337

together with any rights to the beneficial use of water thereon as evidenced by
Water Right Permit No. 547-2 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 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 Gall River) ss.

I, Pierle O'Daniel 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.

Pierle O'Daniel
(Signer)

Subscribed and sworn to before me this 19th Day of March, 1981.

Barbara A. Thibault
(Notary Public)
BARBARA A. THIBAUT, Notary Public
My Commission Expires May 20, 1983

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8092

PIERRE, March 23, 1981

RECEIVED OF Perle J'Daniel, RR #4, Box 33A, Chadron, NE 69337

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No.....		
Fee for inspecting Beneficial Use, and issuing Water License No.....		
Fee for issuing Location Certificate-Dry Draw, No.....		
Fee for filing transfer of WR# 547-2	2	50
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	2	50

WATER RIGHTS COMMISSION

By (John Hatch) Chief Engineer, Executive Officer
JOHN HATCH / (bt)

547-2

FRED WILD
CHAURUN
NE 69337

SN/MI

S

This is the Water Management Board data
sheet for recording 1980 SURFACE WATER
source irrigation estimates.

November 1980
For Dept. use only

☐ ☐

Please fill out and return at once.

No. Acres irrigated with Surface Water 80

If you did not irrigate during 1980-check this box ☐

☐ No system ☐

Type of Power	No. acres irrigated	Total Energy used-1980
1. Electric	_____	_____ kwh
2. Gravity	<u>80</u>	_____ gal
3. Gasoline	_____	_____ gal
4. Nat. Gas pipeline	_____	_____ cf
5. Diesel	_____	_____ gal
6. Propane	_____	_____ gal
7. Other	_____	_____
Type of System		
1. Hand Moved Sprinklers _____		
2. Portable booms _____		
3. Center pivots (# of) _____		
4. Gated pipes _____		
5. Sidewheel _____		
6. Towlines _____		
7. Gun type _____		
8. Hydromatic _____		
9. Siphons _____		
10. Flood <u>✓</u>		
11. Other _____		

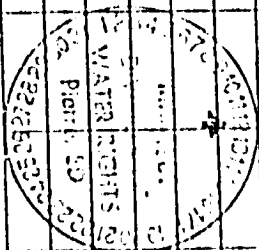
Month	# days pumped	Average # hours per day	Average pump rate (gpm)	Acres of Crop Irrigated and Estimated Water Use			
				Crop	Acres	Water Used	Water Used
April							
May							
June							
July							
August							
Sept.							
Oct.							
Other Month							

Season Static Water Level: beginning _____ and _____

Comments: The water is diverted from the Custer and flows out over 80 A, and is spread with several dikes. Then flows back in creek.
Complete and return to: WATER MANAGEMENT BOARD
Water Rights Division
Joe Foss Building
Pierre SD 57501

Owner or address change, if any: Paul O'Daniel
RT 4 Box 38A
Chaumont, Neb. 69337
Please complete front and back.

Should not have been sent.



The South Dakota Office of Energy, has requested your cooperation in completing the following:

1979

Type of Power	No. Acres Irrigated	Total Energy Used
1. Electric		_____ kwh
2. Gravity	<u>80</u>	
3. Gasoline		_____ gal
4. Nat. Gas pipeline		_____ cf
5. Diesel		_____ gal
6. Propane		_____ gal
7. Other		_____

1978

Type of Power	No. Acres Irrigated	Total Energy Used
1. Electric		_____ kwh
2. Gravity	<u>80</u>	
3. Gasoline		_____ gal
4. Nat. Gas pipeline		_____ cf
5. Diesel		_____ gal
6. Propane		_____ gal
7. Other		_____ gal

- What is your on-farm storage capacity for gasoline 1700 gallons
diesel 600 gallons
- What are your present plans for acres under irrigation for 1981?
 _____ an increase in acres
☒ irrigate same acres
 _____ a decrease in acres
- A. Has your regular fuel supplier been able to meet your fuel needs for irrigation this past year?
☒ yes
 _____ no
 B. If no, were you able to buy from other sources?
 _____ yes
 _____ no
- Would you continue irrigating the same number of acres in 1981 if the price of fuel increased-

10% yes _____	20% yes _____
no _____	no _____
15% yes _____	over 20% yes _____
no _____	no _____
- At what price for fuel would you cut back on irrigation activities? _____
- What is your best estimate of your fuel needs for irrigation in 1981, if we experience a
 Dry summer: _____ gallons.
 Wet summer: _____ gallons.

547-2

COMMISSION

M. E. Bierwagen, Milesville
E. M. Brady, Mitchell
Carl Cronin, Gettysburg
Lauren A. Davis, Belle Fourche
John Morrison, Wakonda
Paul Russell, Edgemont
John Sutton, Onida

J. W. GRIMES
Chief Engineer
and
Executive Officer

SOUTH DAKOTA

State Water Resources Commission

STATE OFFICE BUILDING

PIERRE, SOUTH DAKOTA

June 27, 1960

*New diversion point
no change*

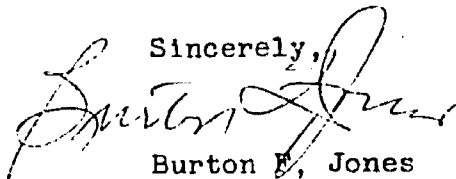
Fred B. Wild
Chadron,
Nebraska

Dear Mr. Wild:

Reference is made to your letter of June 24, requesting information on new diversion points.

If the diversion is from the same dry draws, and the change is being made to better utilize the water, no additional action is required on your part. For clarification of our records, I am enclosing a copy of your map with the request that you spot in the new diversion and return it to this office.

Sincerely,



Burton F. Jones
Water Right Specialist

enc: Map #526-2

BJ:pp

RECEIVED
JUN 25 1960

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Chadron, Neb.

June 24 1960

J. W. Grimes

Pierre, S.Dak.

Dear Mr. Grimes:

I plan to make a point of diversion change on my antispreader system. Water rights for this system has been applied for ~~this system~~ and the number assigned by you was 547-2.

What must I do to make this point of diversion change?

Construction of this system has not been started yet.

The irrigatable area will remain the same under the change.

Sincerely

Fred B. Wild



February 21, 2001

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

47-2

48-2

547-2

Hall & Hall
Tom Metzger
1559 Logan St
Denver, CO 80203

Dear Mr. Metzger:

Thank you for calling with regard to Water Rights held by Perle O'Daniel. Enclosed as you requested, are copies of Water Right Nos. 47-2, 48-2 and 547-2.

Also enclosed are partially completed "Notice of Transfer of Ownership" forms for use in filing an ownership change. Please review the forms for accuracy and complete as needed. They will need to be signed in the presence of a notary by the "new" owner(s). Upon completion, please return them to our office with a required filing fee of \$2.50 each (total of \$7.50). The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please get in touch with me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures

RECEIPT

Water Rights Program

South Dakota Department of Environment and Natural Resources

NO 416815

Pierre, March 19

20 01

RECEIVED OF First American Title Company of SD, PO Box 8181, Rapid City, SD 57709
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct
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 54702

2 50

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

By

Darland Erbe

Chief Engineer

gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

April 4, 2001

47-2
48-2
547-2

Pat Ginsbach
Farrell, Farrell & Ginsbach
441 N River
Hot Springs, SD 57747

Dear Mr. Ginsbach:

Enclosed, as we discussed, are partially completed "Notice of Transfer of Ownership" forms for use in filing ownership changes on Water Right Nos. 47-2, 48-2 and 547-2. We received a set of forms and the filing fees from the title company, however the forms were signed by Mr. O'Daniel rather than the new owner.

Please have the new owner sign the forms in the presence of a notary public. In the top half of the forms, the area titled "be transferred to: (name and address)....." also needs to be completed. Upon completion, please return the forms to our office. As stated above, the filing fees for the transfers have already been paid. No further fees are required.

Thank you in advance for your help. If I can answer any questions for you, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
enclosures
email: genny.mcmath@state.sd.us

enclosures

LAWYERS

HOT SPRINGS, SOUTH DAKOTA 57747

PHONE (605) 745-5161

Fax: (605) 745-3154

MARTIN P. FARRELL (1940-1995)

JANE M. FARRELL

PATRICK M. GINSBACH



October 2, 2001

Chief Engineer

Water Rights Program, DENR

523 E. Capitol

Pierre, SD 57501-3181

RE: Water Right Numbers 47-2, 48-2, 547-2

Dear Chief Engineer:

Enclosed please find a Notice Of Transfer Of Ownership signed by Randy Twarling. Mr. Twarling had previously signed these but apparently had not mailed them back in. He came into my office on the 26th of September and I had him sign them again.

If you have any questions, please feel free to contact me.

Yours truly,

Patrick M. Ginsbach

cc: Randy Twarling
Perle O' Daniel

CIV

enclosures

cyv



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

**JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr**

October 5, 2001

47-2
48-2
547-2

Randy L & Elizabeth A Twarling
PO Box 394
Dalton, NE 69131

RE: Pearl O'Daniel - Randy & Elizabeth Twarling transfers

Dear Mr. & Mrs. Twarling:

We have received your signed transfer of ownership forms for Water Right Nos. 47-2, 48-2 and 547-2. The transfers have been completed. The water rights formerly listed in the name of Perle O'Daniel are now listed in your names.

Receipt Nos. 416814, 416815 and 416816 in the amounts of \$2.50 each have been forwarded to the First American Title Company of SD located in Rapid City. They paid the filing fees for the ownership changes.

If I can answer any questions for you, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

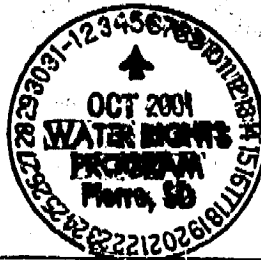
c: First American Title Company
Pat Ginsbach, Farrell, Farrell & Ginsbach

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 547-2

Date: March 15, 2001



I/We request that Water Right No. 547-2

formerly owned by: Perle O'Daniel

be transferred to: (name & address) Randy L. Twarling & Elizabeth A. Twarling, husband and wife, as joint tenants with right of survivorship,
POB 394, Dalton, NE 69131

Telephone No. _____

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

120 acres - NE 1/4, NE 1/4 SE 1/4 Section 29; NE 1/4 NW 1/4, S 1/4 NW 1/4, SW 1/4 NE 1/4 & NW 1/4 SW 1/4 Section 28, T36N, R48W

I/We understand that the validity of Water Right No. 547-2 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 with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

STATE OF SOUTH DAKOTA)

County of Fall River)

Twarling

I/We Randy L. Twarling & Elizabeth A. 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.

Randy Twarling
(Signature of new owner)

Subscribed and sworn to before me this 26th day of September, 2001.

My Commission Expires
May 18, 2007

Ellen L. White
(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 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.

SD EForm - 0495 V1 NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

Water Right/Permit No. 547-2Date: 2/4/2004

I/We request that Water Right/Permit No. 547-2 formerly owned by:
Randy A. Twarling and Elizabeth A. Twarling be transferred to:

New Owner Name: Brian G. Wurst and Beverly A. Wurst
Address: P.O. Box 1704
City, State, Zip Lamar CO 81052-1704 Telephone No. (719) 336-2251

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

Township 36 North, Range 48 West, Shannon County, South Dakota
Section 28: NE1/4NW1/4, S1/2NW1/4, SW1/4NE1/4, NW1/4SW1/4
Section 29: NE1/4, NE1/4SE1/4

☒ I understand that the validity of Water Right/Permit No. 547-2 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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

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

I, Brian G. Wurst, the new owner, certify that the above information is true and correct.



(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a 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

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date February 12, 20 04

RECEIVED OF Michael Ortner Lawyer, PO Box 629, Hot Springs SD 57747

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2	50
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>547-2</u>		
Fee for _____ for C.Y. _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____	2	50
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
TOTAL		2.50
(Any Other Work Provided by Law)		

No.

001185

By

Darland Erbe
Chief Engineer



547-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

February 13, 2004

48-2
547-2

Brian G & Beverly A Wurst
PO Box 1704
Lamar CO 81052-1704

Dear Mr. & Mrs. Wurst:

I am writing to acknowledge receipt of the transfer forms and filing fees submitted for changing ownership of Water Right Nos. 48-2 and 547-2. The transfers have been completed. The water rights formerly listed in the name of Randy A and Elizabeth A Twarling are now listed in your names.

Receipt Nos. 001184 and 001185 in the amounts of \$2.50 each are being forwarded by copy of this letter to Michael Ortner in Hot Springs, SD.

If I can answer any questions for you, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosure

c: Michael Ortner