

No.

656-2

Water Division No. 2 South CHERYENNE RIVER District

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

FEB 20 1908

11:30 AM

STATE WATER RESOURCES BOARD

RECEIVED

VESTED RIGHT
APPLICATION FOR PERMIT

To appropriate Water within the State of South Dakota

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

1. Name of applicant A. J. CARLE CO George W. and Augusta Landers TRANSPORTED
Postoffice address Hot Springs County Fall River State S. Dak.

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)

Work is completed

(b) Cash on hand, \$

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work Ash Creek Diversion3. Amount of water claimed 7.0 cubic feet per second4. Source of water supply Ash Creek5. Location of point of diversion At a point near the center of Section 8,T. 10S R5E on both bank Fall River County6. Annual period or periods during which water is to be used Whenever available during annual growing season

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Waterspreading(a) Number of acres to be irrigated 492.3 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 out, 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

Lands to be irrigated, all in T10S, R5E

NW $\frac{1}{4}$	Sec. 8	120.9	acres
NE $\frac{1}{4}$	Sec. 7	92.4	"
SW $\frac{1}{4}$	Sec. 6	92.3	"
SE $\frac{1}{4}$	Sec. 6	112.7	"
NW $\frac{1}{4}$	Sec. 6	50.4	"
SW $\frac{1}{4}$	Sec. 5	43.6	"

Totals	512.3	acres
--------	-------	-------

8. Estimated cost of work:

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

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

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

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

Rock, \$-----

(e) Other structures ----- \$-----

Total, \$-----

9. Description of diversion works:

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

System consists of approximately 8 miles of dikes and about one mile of ditch.

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

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

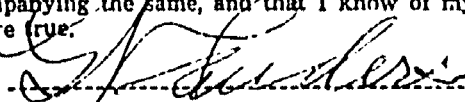
STATE OF SOUTH DAKOTA

County of Hughes

ss.

I, G. W. Landers, 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

Subscribed and sworn to before me this 20th day of February, 19 61

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

Remarks by State Water Resources Commission:

"VESTED RIGHT CLAIMED"

STATE OF SOUTH DAKOTA

County of

HUGHES

ss.

Pierre, South Dakota,

MARCH 22

1961

This is to certify that the foregoing application was received by the Commission at 11:30 o'clock

a.m. upon the 20th day of February, 1961.

State Water Resources Commission

By:

Burt Jones
for Chief Engineer, Executive Officer

Number of permit 656-2

Date of first receipt of application

February 20

1961

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

1938

19

Approved

MARCH 22

1961

Recorded in Book

6

Page

209

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~~ ^{on or before}

19

2nd. The whole of said work is to be completed ~~on or before~~ ^{on or before}

19

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

completed

19

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 7.0 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~~ ^{was} actually

and beneficially applied for irrigation on or before June 30, 1955; said water to be used during the following described annual period:

when available during annual growing season

Witness my hand this

22ND

day of

MARCH

1961

State Water Resources Commission

By:

Burt Jones

Chief Engineer, Executive Officer

Certificate of Construction Issued

MARCH 22

1961

Water License Issued

MARCH 22

1961

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 George W. & Augusta Landers Vested Right
 of Hot Springs the holder and owner of sale/permit No. 656-2
 a water right, dating from 1938 to the use of 7.0
 cubic feet per second of the waters of Ash Creek
 in the County of Fall River and State of South Dakota, or so much thereof as may be
 necessary for the purposes hereinbelow mentioned, to be diverted at a point near the center
of Section 8, T 10 S, R 5 E
 and conducted to and upon portions of Section 5, 6, 7 & 8, T 10 S, R 5 E,
more specifically described in Certificate of Completion of
Works No. 656-2.
 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 22nd day of March A. D. Nineteen
 Hundred and Sixty-One

State Water Resources Commission

By:

J. W. GRIMES,

Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Amt. _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

in Book _____ of _____ Page _____

Permit No. 656-2

South Cheyenne

Water Division No. 2 River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That George W. and August Landers

of Hot Springs, County of Fall River, and State of South Dakota, the holder of Permit No. 656-2, issued upon Application No. 656-2, bearing date of priority of 1938, authorizing the diversion of 7.0 cu. ft. per second of the waters of Ash Creek County of Fall River, State of South Dakota, at a point near the center of Sec. 8, T 10 S, R 5 E

for irrigation purposes, have 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 ~~substantially~~ recognized as satisfactory ~~therefor~~ for diverting and conveying to the place of intended use 7.0 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 T 10 S R 5 E

NW $\frac{1}{4}$, Sec. 8	120.9 acres
NE $\frac{1}{4}$, Sec. 7	92.4 "
SW $\frac{1}{4}$, Sec. 6	92.3 "
SE $\frac{1}{4}$, Sec. 6	112.7 "
NW $\frac{1}{4}$, Sec. 6	50.4 "
SW $\frac{1}{4}$, Sec. 5	43.6 "
Total	512.3 acres

Witness my hand this 22nd day of March A. D. 19 61

State Water Resources Commission.

By:

J. W. GRIMES,

Chief Engineer, Executive Officer

Location No. 1

Water Division No. _____ Water District _____

Proof of Application of Water to Beneficial Use**PETITION OF HOLDER**

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Georg W. Landers and Augusta Landers, Ranchers
Hot Springs, S. Dak.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent,) your position with reference to same, and your authority for appearing in its behalf.

Ans. no

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans. No. 1, 1938

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Ash Creek Center of Sec. 8-10-5

Ques. 5. Describe your works of diversion giving length and height of each dam and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use, and date of completion of same.

Ans. Base grade diversion diverts entire flow of flood waters

Landers dike #1 14' high 500' long

No water stored excess water returned to creek

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Irrigation 492.3 acres native grassland

NW $\frac{1}{4}$ Sec. 8-10-5 120.9 acres; SW $\frac{1}{4}$ Sec. 5-10-5 43.6 acres;

NE $\frac{1}{4}$ Sec. 7-10-5 92.4 acres; SE $\frac{1}{4}$ Sec. 6-10-5 112.7 acres;

SW $\frac{1}{4}$ Sec. 6-10-5 92.3 acres; NE $\frac{1}{4}$ Sec. 6-10-5 50.4 acres

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. none

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 900 A. Feet dry draw flood water

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. original owner vested right

Ques. 10. State when, how, in what amount and to what extent, the water diverted under above mentioned permit has been used.

Ans. Began use in 1938 with 100 A. Feet

increased to 800 A. Feet

(Sign)

(Sign)

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Hot Springs, County of Fall River

State of South Dakota, on this 30th day of September A. D. 1960

Witnesses.

I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Location No. _____

PROOF OF APPLICATION OF
WATER TO BENEFICIAL USE

PETITION OF HOLDER

Amount of Water _____ c. f. s.

Source _____

County _____

Purpose _____

Place of Use _____

Date of recording _____

Received and filed _____

NOTICE OF TRANSFER OF WATER PERMIT

..... May, 1968..

TO: Office of State Water Resources Commission
Pierre, South Dakota

This is to notify you that George W. & Augusta Landers

who previously owned the land described below has sold his interests to A & T Cattle Company of
Hot Springs, Fall River County, South Dakota

together with any rights to the beneficial use of water thereon as evidenced by State Water Permit No. 656-2
and as provided for in section 61.0141 of the SDC of 1939 and elsewhere

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at
the OFFICE OF WATER RESOURCES COMMISSION as evidence of the change of ownership.

A fee of one dollar is hereto attached to cover filing fees as required under Section 53 1806 c. of the SDC of 1939.

STATE OF SOUTH DAKOTA

County of Fall River

} ss.

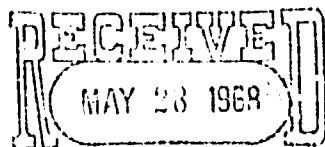
I, Augusta Sward formerly Augusta Landers being first duly sworn on my
oath depose and say: That my relation to the above described undertaking is that of Owner, that I have read the
above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

Signed

Augusta Sward
formerly Augusta Landers

Subscribed and sworn to before me this 27th day of May, 1968

Allen G. Wilson
Notary Public



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

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

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

September 21, 1988

NOTICE

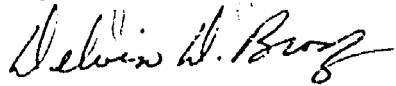
A & T Cattle Co.
Hot Springs SD 57747

Dear Sir:

I am writing to notify you that pursuant to the Notice of Intent to Validate Vested Water Right Claims dated June 20, 1988 that I intend to oppose validation of your water right claim No(s). 656-2 657-2 until a field inspection has been completed. The claim has either never been inspected or an inspection was conducted so long ago that a new inspection is needed. An inspection is needed to determine the current state of your vested water right claim.

A staff member from the Division of Water Rights will be contacting you and scheduling an inspection of your water project. If we can answer any questions, please contact us.

Very truly yours,



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



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

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

December 1, 1988

Vested Water Right
Claim No. (356-2) 357-2

A & T Cattle Co.
Tom Landers
Hot Springs SD 57747

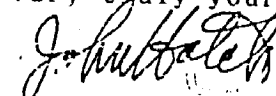
Dear Mr. Landers:

Enclosed is a copy of a letter received from the U.S. Department of Interior, Bureau of Reclamation. The Bureau of Reclamation is opposing those vested water right claims in Pennington, Perkins, Butte and Fall River counties which have never been investigated by the Division of Water Rights. Earlier, you received a letter stating that I was opposing your claim until an investigation can be completed.

After the investigation has been completed, you and the Bureau of Reclamation will be notified as to the date, place and time of the hearing on your vested water right claim. At that time all parties of record will have an opportunity to testify on the validation.

If we can answer any questions, please contact us.

Very truly yours,



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

cc: Bruce Laymon, Bureau of Reclamation



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

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

March 23, 1990

656-2
LN55-2

NOTICE

TO: TOM LANDERS
A & T Cattle Co
ST RT
HOT SPRINGS, SD 57747

FROM: *for Delvin D. Brosz* JOHN HATCH, CHIEF ENGINEER
Water Rights Division
(605)773-3352

SUBJECT: Low Water Levels in Angostura Reservoir

The water level in Angostura Reservoir on March 6, 1990 was at 3171.1 feet above mean sea level (msl). This is approximately 16 feet below the full elevation of 3187.2 msl. The present estimates are that the Angostura Irrigation District will be able to deliver less than 50% of full service water to project lands during the 1990 irrigation season. We are contacting you to advise you of the actions we have taken due to the low water situation in Angostura Reservoir. Junior Water Right owners above Angostura have been ordered not to use water until Angostura fills.

Since your Water Right No. 656-2 and Location Notice No. 55-2 have priority dates that are senior to the April 11, 1941 priority for Angostura Irrigation Water Right No. 579-2, your permits are not directly affected by the Junior Priority Order. However, I am requesting that all Senior Water Right holders comply with any qualifications and limitations as stated on their water right. With the existing low runoff conditions, we expect to monitor all water rights above Angostura Reservoir.

I want to thank all Water Right Holders above Angostura for the cooperation that we have received up to this time. If you have any questions, please contact Del Brosz (605 773-3352).

File No. 656-2
657-2

Water Rights Division -DENR
Conversation or File Documentation

NAME OF PERSON OR FILE: George and Augusta Landers

ADDRESS: Hot Springs, SD

COUNTY: Fall River

DATE: 6/10/91

TELEPHONE: 745-5746

RE: Vested Right Claim Inspection

COMMENTS: On June 3, 1991, accompanied by Mr. Tom Landers, inspected the area claimed under Vested Right Nos. 656-2 and 657-2. The dams and the dikes were in excellent shape. Couple of the dams had been recently repaired. Mr. Landers stated that he irrigates a total of approximately 650 acres under both claims.

** Recommend validation of Vested Right Claim Nos. 656-2 and 657-2.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.



M. RASSCOL AHADI
Natural Resources Engineer III
DENR, Water Rights Division

SOUTH DAKOTA

VESTED WATER RIGHT NO. 656-2 FOR IRRIGATION

Date of Receipt of Claim February 20, 1961.

Date of Validation May 6, 1992.

The Water Management Board validated Vested Water Right Claim No. 656-2 for irrigation purposes for A & T Cattle, Tom Landers, St Rt, Hot Springs SD 57747 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 656-2 appropriates 7 cubic feet of water per second from Ash Creek located in the SE 1/4 NW 1/4 Section 8 to irrigate 512.3 acres located in the SW 1/4 Section 5; NW 1/4, S 1/2 Section 6; NE 1/4 Section 7; NW 1/4 Section 8; all in T10S-R5E.
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: January 1 - December 31.
3. The priority date of the Vested Water Right is January 1, 1938.
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. Hester
Chief Engineer

JUL 2 1992

date

Division of Water Rights
Dept. of Environment and Natural Resources

656-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

JUL 2 1992

A & T Cattle Company
Tom Landers
St Rt
Hot Springs SD 57747

Dear Sir:

The Water Management Board has validated the enclosed Vested Water Right Nos. (656-2) and 657-2. These validations give legal status to the claims and are the final document for your vested rights.

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,

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

enclosures

656-2



United States Department of the Interior

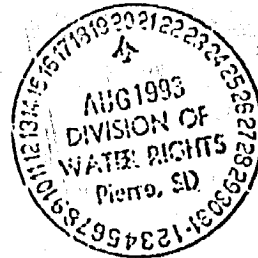
BUREAU OF RECLAMATION

Great Plains Region
Belle Fourche Projects Office
P.O. Box 226
Newell, South Dakota 57760-0226



WTR 4.10
BF-430

AUG 18 1993



Mr. John Hatch, Chief Engineer
Water Rights Division
South Dakota Department of Water and Natural Resources
523 E. Capitol
Pierre SD 57501-3181

Subject: Vested Water Right Claims in Western South Dakota (your Letter
Dated April 20, 1993) (Water Rights)

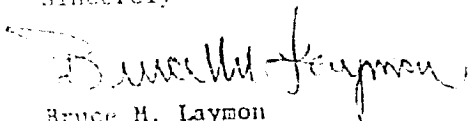
Dear Mr. Hatch,

We have reviewed the vested water right claims located in Perkins, Pennington, Fall River, and Butte Counties as listed in your letter dated April 20, 1993. We have also discussed these rights with contract water users. We appreciate the assistance of your staff in providing documentation of inspections and validation proceedings for specific claims as we requested.

We are satisfied with all of the actions taken by the board. Our intent in opposing validation of the water rights was to assure that all of the rights were reviewed prior to validation. That review has been completed by your staff. Thank you for notifying us of the board's actions and extending the opportunity to reconsider the actions if it would have been deemed necessary. We understand that future notification will be made in advance of board actions.

If we can be of further assistance, please contact Craig Kjar or me at (605) 456-2695.

Sincerely


Bruce M. Laymon
Project Manager

cc: Mr. Joe Kramer, Manager
Angostura Irrigation District
PO Box 346
Oral SD 57766

Mr. James E. Winterton, Project Manager
Belle Fourche Irrigation District
PO Box 225
Newell SD 57760



656-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 30, 1995

656-2
657-2
1019-2
1974-2

Tom Landers
HC 52 Box 159A-1
Hot Springs, SD 57747

Dear Mr. Landers:

Enclosed, as we discussed, is a copy of Water Right No. 1019-2 and Vested Water Right No. 1974-2, currently listed in the name of War Bonnet Ranch, Inc.

Also enclosed are partially completed "Notice of Transfer of Ownership" forms for use in filing an ownership change on Vested Water Right Nos. 656-2 and 657-2. The vested rights are currently listed in the name of A & T Cattle Company.

Please review the forms for accuracy and complete where necessary. The forms must be signed in the presence of a notary public and returned to our office with a \$2.50 filing fee for each (total of \$5.00).

If you have any questions, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Division
(605) 773-3352

enclosures



656-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 12, 1995

SECOND NOTICE
Permit No. 656-2
657-2

Tom Landers
HC 52, Box 159A-1
Hot Springs, SD 57747

Dear Mr. Landers:

On January 30 1995, notice was sent to you concerning the transfer of Vested Water Right Nos. 656-2 and 657-2 in the name of A & T Cattle Company. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed are additional forms. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 per transfer, a total of \$5.00. The vested water rights can then be transferred to your name. If you are not the present owner of the land covered under these vested water rights, please notify this office. It is very important that ownership records be kept current. 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 Genny McMath, (605) 773-3352.

Very truly yours,

RON DUVALL
Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Division

enclosure

Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee

3. Article Addressed to:

656-2
657-2

4a. Article Number

P 318 052 699

Tom Landers
HCL 52, Box 159A-1
Hot Springs, SD 57747

4b. Service Type

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

4-14-45

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

PS Form 3811, December 1951

U.S. GPO: 1952-323-402

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Division, DENR
523 E. Capitol
Pierre, SD 57501-3101



No. 656-2

Date: 4-14-95

I/We request that Vested Water Right No. 656-2

formerly owned by: A & T Cattle Company

be transferred to: (name & address) Lander Livestock Co Inc

NCS2 134159A1 HOT SPRINGS SD (Telephone No) 605-745-5746
57747

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

512.6 acres in the SW 1/4 Section 5; NW 1/4, S 1/2 Section 6; NE 1/4 Section 7 and NW 1/4 Section 8, T10S, R5E

I/We understand that the validity of Vested Water Right No. 656-2 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)

County of Fall River)

I/We _____ 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.

Lander Livestock Co
By Sam Lander
(Signed)

Subscribed and sworn to before me this 14 day of April, 1995.

David J. Deputy Auditor
(Notary Public)
Fall River County
WJD 3/1/95

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.

RECEIPT

Division of Water Rights

414465

South Dakota Department of Environment and Natural Resources

Pierre, April 17, 19 95

RECEIVED OF Tom Landers, Landers Livestock, HCR 52 Box 159 A1, 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 _____		
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 Vested Water Right No. 656-2	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer



656-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 19, 1995

No. 656-2
657-2

Tom Landers
Landers Livestock Company, Inc.
HC 52, Box 159A1
Hot Springs, SD 57747

Dear Mr. Landers:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Vested Water Right Nos. 656-2 and 657-2.

Our records now show you as the owner of Vested Water Right Nos. 656-2 and 657-2.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

enclosure

195 Operator 195 Farm No. NCOP

Center of 6

Dike

Dike

Dike

Dike

Dike

Dike

Irrigation

Ditch

NW $\frac{1}{4}$ Sec. 4

SW $\frac{1}{4}$ Sec. 4-5

NW $\frac{1}{4}$ Sec. 7-10-5

NE $\frac{1}{4}$ Sec. 9-10-5

SE $\frac{1}{4}$ Sec. 6-10

~~SE~~¹
NE¹₄
Sec. 9-10-5

Center of

(# 656-2)

