

714-2

1. Considered 9-13 7-1-4 1961
2. Name of Applicant D. H. Spence
3. Post Office Address Gettysburg
4. Amount of water claimed 1.93
5. Source of water supply Acqueduct
6. Water to be used for irrigation
Acres to be irrigated 1.52
7. Water to be diverted and used in Jefferson County about
2.2 miles of Paducah
8. Proof of Publication Received ☒ None
Not Received ☐
9. Application Approved ☐
Subject to ☐
Not Approved ☐
Action deferred ☐

10. Remarks:

No. 714-2Water Division No. 2BAD RIVER

District

(Blanks 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 S. H. Young - Pat StoutPostoffice address Gotteneed-Kadoka, County JACKSON, State South Dakota

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.)
Direct Labor(b) Cash on hand, \$ Adequate

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work S. H. Young Waterspreading Project No. 13. Amount of water claimed 0.93 cubic feet per second and all unappropriated floodwaters.4. Source of water supply Dry draw5. Location of point of diversion See attached sheeton both banks JACKSON County.6. Annual period or periods during which water is to be used throughout year whenever runoff occurs.

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity(a) Number of acres to be irrigated 65.2 acres.(b) Legal subdivisions to be irrigated See attached sheet

(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 will be stored in the KNEE, Sec 28 at the lower end of the system. A stockwater well is located in the NW 1/4 Sec 28.

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

(a) Nature of use Stockwater - see Item 7 I(a) above

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 N° 623-2

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.)

Low earthen 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 ----- None ----- acre feet. Surface area at highwater mark ----- acres.

DEPTH AT OUTLET- FEET	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET	ACRE- CAPACITY
	None		

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

(d) Canal: Total length ----- None ----- 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.)

2

10. Time required for completion of work ----- 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 attention to appropriate ----- the Kadoka Press, Kadoka, South Dakota

STATE OF SOUTH DAKOTA

County of -----

ss.

I, S. H. Young, 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

S. H. Young

Subscribed and sworn to before me this

5th

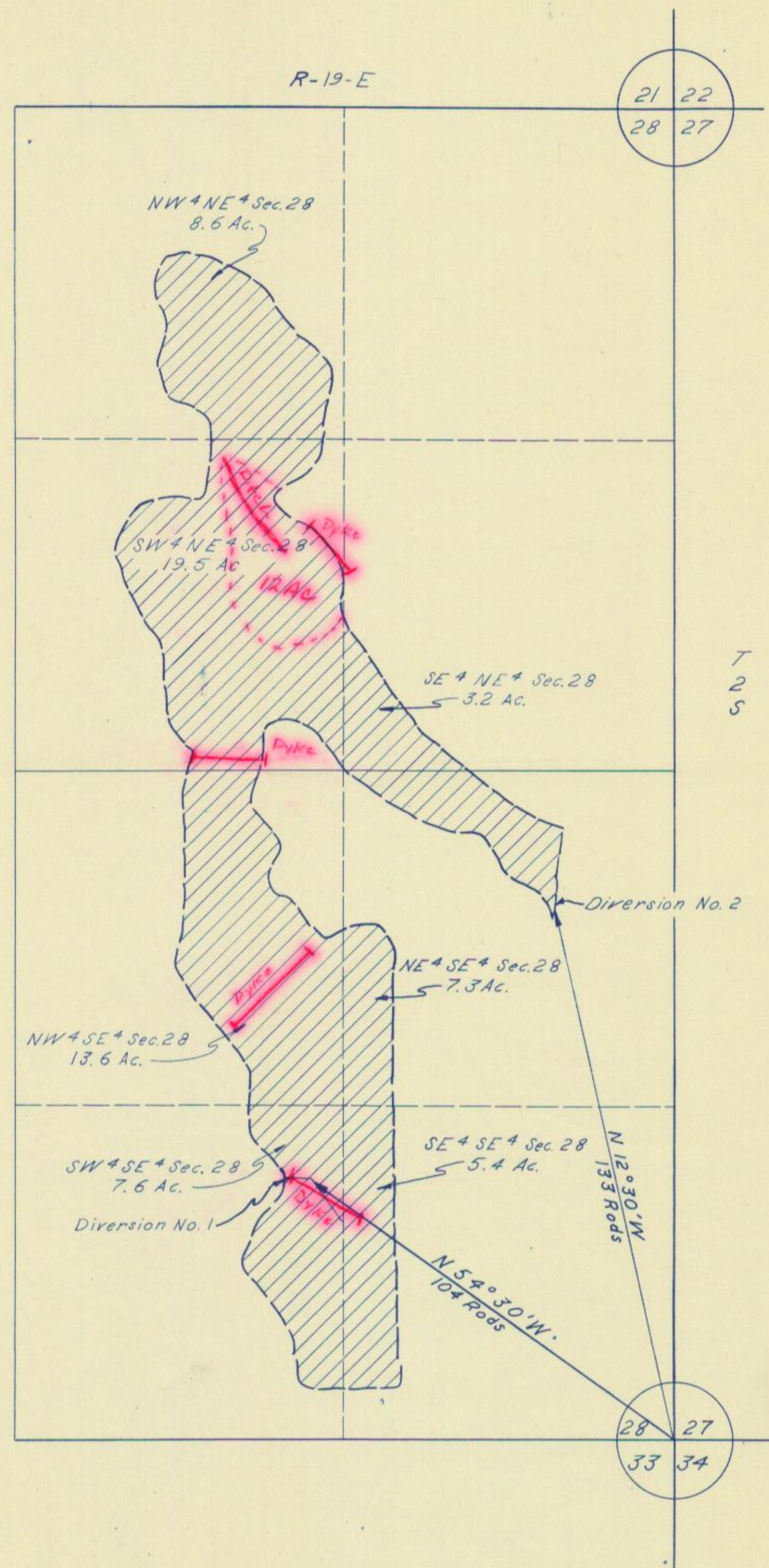
day of

June1961

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

H. B. LOVALD, Notary Public
My Commission Expires 9-4-1966



All lands described are owned by S.H. Young

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
NW 1/4 NE 1/4	28	2S	19E	8.6
SW 1/4 NE 1/4	28	2S	19E	19.5
SE 1/4 NE 1/4	28	2S	19E	3.2
NW 1/4 SE 1/4	28	2S	19E	13.6
NE 1/4 SE 1/4	28	2S	19E	7.3
SW 1/4 SE 1/4	28	2S	19E	7.6
SE 1/4 SE 1/4	28	2S	19E	5.4
TOTAL				65.2

Land to be irrigated

SURVEYOR'S CERTIFICATE

I, DWAYNE E. KOSMAK DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE S.H. YOUNG WATERSPREADING PROJECT NO. 1 AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE JACKSON-WATERGIVEN SOIL CONSERVATION DISTRICT.

SIGNATURE: Dwayne E. Kosmak

TITLE: AGRIC. ENGINEER

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 28th DAY OF April, 1961, A.D.

MY COMMISSION EXPIRES November 7, 1961.

Scale: 1" = 400'

S. H. YOUNG
WATERSPREADING PROJECT NO. 1

Jackson County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed.....	Date.....	Approved by.....
Drawn.....		Title.....
Traced.....		Title.....
Checked.....	4-61	Sheet No. 1 of 1

MAP NO 623-2 (APPL NO 714-2)

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.

STATE OF SOUTH DAKOTA
County of Hughes ss.

Pierre, South Dakota, September 15, 1961

This is to certify that the foregoing application was received by the Commission at 3:00 o'clock p.m. upon the 8th day of June, 1961

State Water Resources Commission

By: Burton L. Jones

Chief Engineer, Executive Officer

Number of permit 714-2

Date of first receipt of application June 8, 1961

Date of return to applicant for correction, amendments or changes required as follows: None, 1961

Date of receipt of corrected application None, 1961

Date from which applicant may claim right June 8, 1961

Approved September 13, 1961, Recorded in Book 6 Page 332

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 September 13, 1962

2nd. The whole of said work is to be completed on or before September 13, 1963

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is September 13, 1965

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 93 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 September 13, 1965; said water to be used during the following described annual period:

Whenever runoff waters occur

Witness my hand this 15th day of September, 1961

State Water Resources Commission

By: W. C. Jones

Chief Engineer, Executive Officer

Certificate of Construction Issued JUNE 2, 1967

Water License Issued JUNE 2, 1967

STATE OF SOUTH DAKOTA

WATER LICENSE No. 714-2

WHEREAS, On the 8th day of June A. D. 1961
S. H. Young

of Cottonwood County of Jackson and State of
South Dakota duly made application (No. 714-2) to us for a permit to use .93
cubic feet per second of the waters of a dry draw
County of Jackson, State of South Dakota, for irrigation
purposes; and

WHEREAS, On the 15th day of September A. D. 1961
Permit No. 714-2 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 13th day of
September A. D. 1963 and for the application to beneficial use of said
water on or before the 13th day of September A. D. 1965
and,

WHEREAS, On the 12th day of May A. D. 1967
the holder of said permit duly made proof of the completion of adequate works for the diversion of .64
cubic feet per second of said waters, as evidenced by our Certificate No. 714-2
dated June 2, 1967 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use .64 cubic feet per second of water, with date of
priority of June 8, 1961 and,

WHEREAS, On the 12th day of May A. D. 1967
proof was duly made of the application to beneficial use of .64 cubic feet per second of said water
for irrigating 45.9 acres in portions of Section 28, T28, R19E

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 S. H. Young
of Cottonwood the holder and owner of said permit No. 714-2
a water right, dating from June 3, 1961 to the use of .64
cubic feet per second of the waters of a dry draw
in the County of Jackson and State of South Dakota, or so much thereof as may be
necessray for the purposes hereinbelow mentioned, to be diverted at points in the NE 1/4 SE 1/4 and in the
SW 1/4 SE 1/4, Section 28, T2S, R19E
and conducted to and upon a portion of the E 1/2 Section 28, T2S, R19E, 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 2nd day of June A. D. Nineteen
Hundred and Sixty-seven

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	
Use of Use	
Purpose	
Date of Priority	
Recorded	
In Book of Page	

Permit No. 714-2

Water Division No. 2 Bad River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That S. H. Young
of Cottonwood, County of Jackson, and State of South Dakota, the holder of Permit No. 714-2, issued upon Application No. 714-2, bearing date of priority of June 8, 1961 authorizing the diversion of .93 cu. ft. per second of the waters of a dry draw County of Jackson, State of South Dakota, at points in the NE 1/4 SE 1/4 and in the SW 1/4 SE 1/4 Section 28, T2S, R19E 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 .64 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 Section 28, T2S, R19E

<u>NE 1/4 SE 1/4</u>	<u>13.6 acres</u>
<u>NE 1/4 SE 1/4</u>	<u>7.3 "</u>
<u>SW 1/4 SE 1/4</u>	<u>7.5 "</u>
<u>SE 1/4 SE 1/4</u>	<u>5.4 "</u>
<u>SW 1/4 NE 1/4</u>	<u>12.0 "</u>
<u>Total...</u>	<u>45.9 "</u>

Witness my hand this 2nd day of June A. D. 1967

State Water Resources Commission

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

LOCATION OF LAND TO BE IRRIGATED
S. H. YOUNG WATERSPREADING PROJECT NO. 1

Location	Section	Township	Range	Acreage
NW $\frac{1}{4}$ NE $\frac{1}{4}$	28	2S	19E	8.6
SW $\frac{1}{4}$ NE $\frac{1}{4}$	28	2S	19E	19.5
SE $\frac{1}{4}$ NE $\frac{1}{4}$	28	2S	19E	3.2
NW $\frac{1}{4}$ SE $\frac{1}{4}$	28	2S	19E	13.6
NE $\frac{1}{4}$ SE $\frac{1}{4}$	28	2S	19E	7.3
SW $\frac{1}{4}$ SE $\frac{1}{4}$	28	2S	19E	7.6
SE $\frac{1}{4}$ SE $\frac{1}{4}$	28	2S	19E	6.4
TOTAL				66.2 Acres

Points of Diversion:

Diversion No. 1: From the SE corner of Sec 28, T2S, R19E, 104 rods
N 54°30' W.

Diversion No. 2: From the SE corner of Sec 28, T2S, R19E, 133 rods
N 12°30' W.

(First Publication on or before June 22, 1961)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., June 12, 1961

Notice is hereby given that S. H. Young whose postoffice address is Cottonwood 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 93 cubic feet of water per second of time from an a dry draw through the Young Waterspreading Project #1 the point of diversion of which is to be located on the both bank of said stream in the NE 1/4 of the SE 1/4 of Section 28 Twp. 2 S. Range 19 E. S. Dak. water to be used for the purpose of providing irrigation on the following described land:

SE 1/4, SE 1/4 NE 1/4 and NW 1/4, Section 28, T 2 S. R. 19 E

~~and~~

~~and~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 19th of July, 1961, 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 information presented.

State Water Resources Commission

By:

cc: L. B. Parkinson, Publisher
Kadoka Press
Kadoka, South Dakota

~~Chief Engineer, Bureau of Reclamation~~
Burton F. Jones
Water Rights Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Jackson } ss.

L. G. Parkinson being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the _____

Kadoka Press a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the _____
City of Kadoka, _____ County of

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

June 15, 1961

June 22, 1961

June 29, 1961

July 6, 1961

in each and every issue of the full number thereof, the first publication being made on the 15th day of June

19 61 and the last publication on the 6th day of

July, 19 61, 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 publisher ~~the printer and publisher~~ of the said newspaper.

L. G. Parkinson

Subscribed and sworn to before me this 6th day of July, A. D. 19 61

Alvina Parkinson & Linco

Notary Public Jackson County, S. D.

APPROPRIATION OF WATER

Office of State Water
Resources Commission

Pierre, S. Dak., June 12, 1961

Notice is hereby given that S. H. Young whose postoffice address is Cottonwood, 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 .93 cubic feet of water per second of time from a cry draw through the Young Waterspreading Project No. 1, the point of diversion of which is to be located on both banks of said stream in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28, Twp. 2 S, Range 19 E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$ -NE $\frac{1}{4}$, Section 28, T 2 S, R 19 E.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of July, 1961, 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 information presented. State Water Resources Comm.

By:
Burton F. Jones
Water Rights Specialist

RECEIVED
AUG 7 1961

STATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

Permit No. 714-2Water Division No. 2 Bob 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 _____

19____, I have this day made a thorough examination of the diversion works constructed by _____

S. H. Young, of Cottonwood, Jackson_____ County, South Dakota, holder of Permit No. 714-2, issuedupon Application No. 714-3, bearing date of priority of June 8, 1961, authorizing thediversion of 0.23 cu. ft. per second of the waters of Dry Draw for irrigational

purposes. I have to report on the condition of the same as follows:

The diversion works comprise: Three spreader ditches approx. 2000 feet in total length - A fourth dyke is used to spread water and divert water along spreader ditches and into a dugout. There are about 12 acres irrigated by this dyke.

and the system is in the following condition: Good

The point of diversion is located _____

The works are capable of diverting and conveying to the place of use 0.64 cu. ft. per second of water, which is to be used for irrigation

The legal sub-divisions to be irrigated are: NW⁴SE⁴ - 13.6 ac.; NE⁴SE⁴ - 7.3 ac.; SW⁴SE⁴ - 7.6 ac.; SE⁴SE⁴ - 5.4 ac.; and SW⁴NE⁴ - 12.0 ac.; all in Section 28, T2S, R19E. Total

45.9comprising a total of 44.9 acres of land.The domestic use intended comprises Stockwater

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

Witness my hand, this 12th day of MAY, A.D. 1967

-SEAL-

Richard W. Schuman
Examining Engineer

Water Right Specialist
Water Resources Comm.

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 7427

PIERRE. March 31, 1980

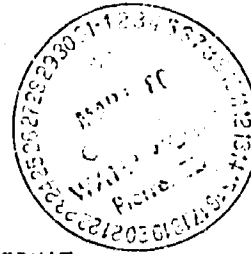
RECEIVED OF Pat M Stout, Stout's LH Ranch, Kadoka, SD 57542
the following amount in fees for services rendered as provided for by law:

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 water right No. 714-2	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 *[Signature]*
Chief Engineer, Executive Officer
JOHN HATCH (gyl)

FORM 20



NO. 714-2

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: May 24 1980

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

45.9 acres - SE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 28, T2S, R19E

formerly owned by S.H. Young, Cottonwood, SD 57728

has been transferred to Pat Stout, Kadoka, SD 57543

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

Water Right Permit No. 714-2 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.

STATE OF SOUTH DAKOTA)
) ss.
County of _____)

I, _____ 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.

Robert M. Stout
(Signed)

Subscribed and sworn to before me this 25th Day of March, 1980.

William George Allen
(Notary Public)

My Commission Expires Oct. 18, 1980