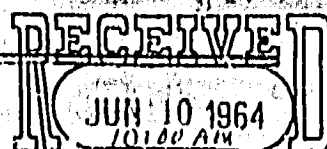


ORIGINALY REC'D
@ 8:25 AM April 9, 1964

Form 3—Application for Permit to Appropriate Water—Original



No. 827-2
Water Division No. 2 Bottle Creek
(Blanks to be Filled by the Engineer for the W. R. C.)

District
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 Raymond A. Boyce, M.D.
623 1/2 S. 10th Street
Postoffice address Rapid City, County Pennington State South Dakota

I If a corporation

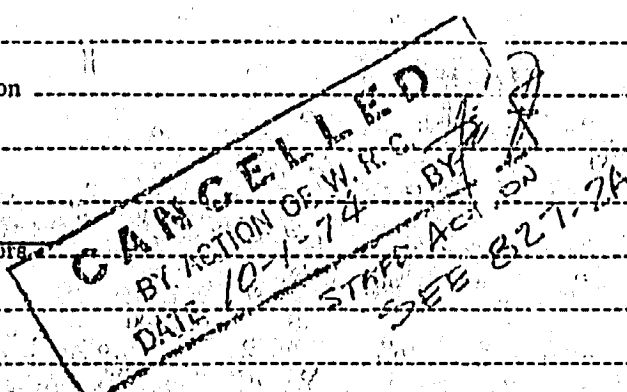
(a) Name of same

(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, \$

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

3. Name of diversion work Boyce Water Right

3. Amount of water claimed 3.2 cubic feet per second

4. Source of water supply Cheyenne River

5. Location of point of diversion Gov't Lot 1 of Sec. 33, T10S, R10E, B.H.M.

on left bank Custer County.

6. Annual period or periods during which water is to be used April through October

7. To be used for:

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

(a) Number of acres to be irrigated 222.35 acres

LEGAL SUBDIVISIONS TO BE IRRIGATED All in T10S, R10E, B.H.M.

(NOTE—A list

is to be

Sec. 27	Gov't. Lot 3	26.34 Ac.	
	Gov't. Lot 4	27.19 Ac.	
	SW1/4 of SW1/4	29.36 Ac.	82.69 Ac.

Sec. 33	Gov't. Lot 1	39.33 Ac.	
	Gov't. Lot 2	24.17 Ac.	
	NE1/4 of NE1/4	27.51 Ac.	
	SW1/4 of NE1/4	6.06 Ac.	97.10 Ac.

Sec. 34	Gov't. Lot 1	12.48 Ac.	
	Gov't Lot 2	6.48 Ac.	
	NE1/4 of NW1/4	29.40 Ac.	42.36 Ac.

Grand Total 222.35 Ac.

(c) Point where water will be returned to stream

Map No 712-2

Estimated cost of work:

(a) Head Gates, \$ 0

(b) Pumping plant, \$

(c) Fluming, \$

(d) Canal-earth, \$ 2000.00

Rock, \$

(e) Other structures 1500 ft. of 10 in. pipe \$ 1500.00

Total, \$

Description of diversion works:

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

I own a 90,000 gallon per hour pump

II. Dimensions of works

(a) Dam: Height none 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-Feet CAPACITY

(c)* Head gate: Width none feet; height feet;

Material

(d) Canal: Total length 8700 ft. 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 3 years.

11. Time required for complete application of water to the proposed beneficial use 3 years.

12. Choice of newspaper for publication of notice of intention to appropriate Rapid City Journal

STATE OF SOUTH DAKOTA

County of Pennington ss.

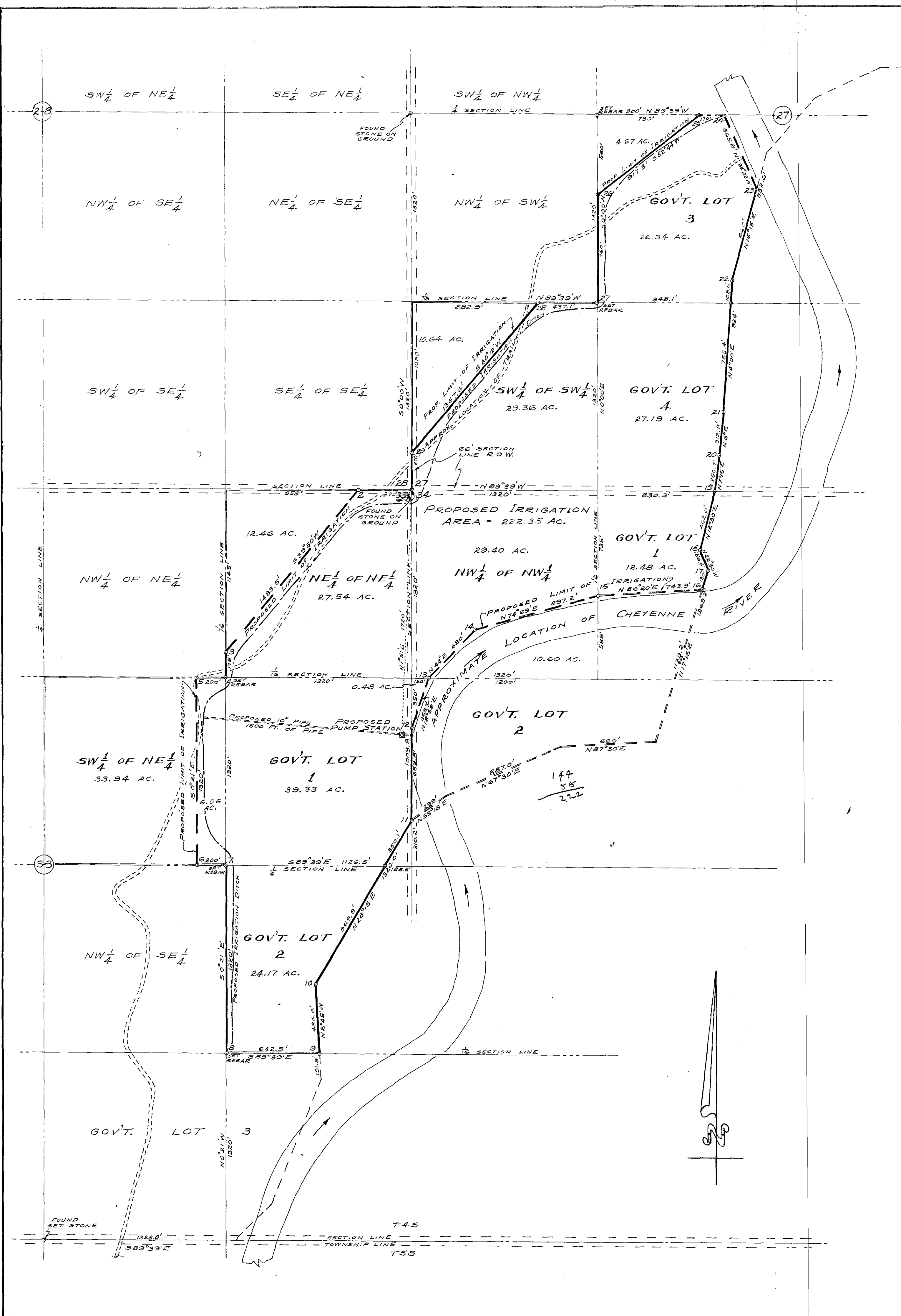
I, Raymond A. Boyce, M.D., being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed Raymond A. Boyce, M.D.

Subscribed and sworn to before me this 9 day of June, 1964

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.



MAP OF
BOYCE WATER RIGHT

LOCATED IN

GOV'T. LOT 3, GOV'T. LOT 4 AND THE SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SEC. 27; THE NE $\frac{1}{4}$ OF NE $\frac{1}{4}$, SW $\frac{1}{4}$ OF NE $\frac{1}{4}$, GOV'T. LOT 1 AND GOV'T. LOT 2 OF SEC. 33; THE NW $\frac{1}{4}$ OF NW $\frac{1}{4}$, GOV'T. LOT 1 AND GOV'T. LOT 2 OF SEC. 34; ALL IN

T4S, RIOE, B.H.M.

CUSTER COUNTY, SOUTH DAKOTA

JUNE 1964

SCALE 1" = 400'

PROPOSED AREA TO BE IRRIGATED:

LOCATION:	AREA IN ACRES
SEC. 27 --- GOV'T. LOT 3	26.34
GOV'T. LOT 4	27.19
SW $\frac{1}{4}$ OF SW $\frac{1}{4}$	23.36
	82.89
	82.89
SEC. 33 --- GOV'T. LOT 1	39.33
GOV'T. LOT 2	24.17
NE $\frac{1}{4}$ OF NE $\frac{1}{4}$	27.54
SW $\frac{1}{4}$ OF NE $\frac{1}{4}$	6.06
	97.10
	173.39
SEC. 34 --- GOV'T. LOT 1	12.48
GOV'T. LOT 2	0.48
NW $\frac{1}{4}$ OF NW $\frac{1}{4}$	29.40
	42.36
	222.35

GRAND TOTAL = 222.35 ACRES

NOTE:
ALL PROPERTY TO BE IRRIGATED IS OWNED
BY RAYMOND A. BOYCE.
TOTAL LENGTH OF PROPOSED DITCH = 8700 FT.

SURVEYORS CERTIFICATE

STATE OF SOUTH DAKOTA
COUNTY OF PENNINGTON

I, Stuart D. Ferguson, Registered Engineer and Land Surveyor No. 572 of the State of South Dakota, do hereby certify that being so authorized, I made the survey and within map of the tract of land shown and described hereon and that same is correctly shown hereon.

Stuart D. Ferguson
STUART D. FERGUSON
REG. ENGR. & LAND SURVEYOR
17 MAIN
RAPID CITY, SOUTH DAKOTA

Hilda Hatten

Remarks by State Water Resources Commission:

Diversion of water under this permit is contingent upon water supplies being first available to the prior water rights on the Cheyenne River. Flow records show that there are occasional years when the flows at the Cheyenne River are definitely and recognizably lower than usual during the months of July, August and September. Diversions of water are not to be made, under this permit, during such low flow periods.

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota, September 24, 1964

This is to certify that the foregoing application was received by the Commission at 10:00 o'clock

A.M. upon the 1st day of June, 1964.

State Water Resources Commission

By:

Donald Driscoll

for Chief Engineer, Executive Officer

Number of permit 827-2

Date of first receipt of application April 9, 1964

Date of return to applicant for correction, amendments or changes required as follows: May 7, 1964

Date of receipt of corrected application June 10, 1964

Date from which applicant may claim right April 9, 1964

Approved September 16, 1964, Recorded in Book 8 Page 244

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

March 16, 1964

2nd. The whole of said work is to be completed on or before September 16, 1964

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is Approx. 3-10-68

September 16, 1970

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 3.2 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 16, 1970; said water to be used during the following described annual period:

April through October

Witness my hand this 24th day of September, 1964

State Water Resources Commission

By:

J. W. CRIMES

Chief Engineer, Executive Officer

Certificate of Construction Issued 19

Water License Issued 19

APPLICATION FOR EXTENSION OF TIME FOR COMPLETING WORKS

To the State Water Resources Commission
Pierre, South Dakota24 Feb. 1968
(date)

Dear Sirs:

I hereby request that an extension of time from 16 Sept 1967
to 16 Sept 1969 be granted me for the completion of works to be done under Permit No.
827-2 and that the time for proof of beneficial use of water be extended to _____

Said works are located in Custer County County and are described
as follows: West (Left) bank of Cheyenne River of deeded property in

Location of headworks: In the _____ 1/4 of the _____ 1/4
of Section 27 + 34 Township 45 Range 10 E

E., B.H.M.

The water is to be used for the purpose of irrigation

The extension of time for the completion of these works is requested for the following reasons: _____

Because of extremely wet summer of 1967
hampers development

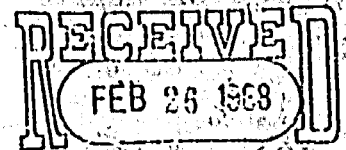
APPROVED:

State Water Resources Commission

By:

Chief Engineer, Executive Officer

Raymond A. Boyce
Holder of Permit No. 827-2



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Form 14 - Notification of Water License
Ready for Issuing

No. 827-2A

827-2

SOUTH DAKOTA
RIGHTS
Water ~~Permit~~ Commission

STATE OFFICE BUILDING
PIERRE, SOUTH DAKOTA
57501

August 19, 1974

Raymond A. Royce, M.D.
R.R. #4, Box 967
Rapid City, South Dakota 57701

Dear Dr. Royce:

The inspection of your water use system and inspection of the extent of your application of water to beneficial use, as developed under your Water Right Permit No. 827-2A has been completed. Your final water right document, Water License No. 827-2A can now be issued to you.

Statutes require that we charge a \$12.00 fee for the inspection and issuing of the Water License. Upon receipt of this \$12.00 fee from you, Water License No. 827-2A will be sent to you.

You will also receive the Certificate of Construction No. 827-2A as required by statute.

Sincerely,

~~WATER RIGHTS COMMISSION~~
WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw

P.S. Inasmuch as Water License No. 827-2A will contain all of the pertinent parts of Water Permit No. 827-2, after License No. 827-2A is issued, Water Permit No. 827-2 will be cancelled by Commission action.