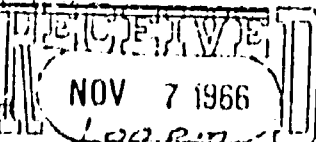


1. Considered Jan 18, 1967
2. Name of Applicant Robert Adrian
3. Post Office Address White River
4. Amount of water claimed 0.35
5. Source of water supply Dry Draws
6. Water to be used for 24.6 Irrigation
Acres to be irrigated 24.6
7. Water to diverted and used in Hellotte County
about 25, 100 miles of White River.
8. Proof of Publication
Received ✓
Not Received _____
9. Application
Approved OK
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

No. 895-2Water Division No. 2 White River District
(Blanks to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMMISSION
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 Robert Adrian
Postoffice address White River, County Mellette, 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)

(b) Cash on hand, \$ ADEQUATE

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work ADRIAN WATERS PREADING PROJECT #13. Amount of water claimed 35 cubic feet per second4. Source of water supply DRY DRAWS5. Location of point of diversion SEE ATTACHMENTon EITHER bank MELLETTE County.6. Annual period or periods during which water is to be used WHEN AVAILABLE

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling, or combination system? GRAVITY(a) Number of acres to be irrigated 24.6 acres(b) Legal subdivisions to be irrigated SE 1/4 NE 1/4 SEC 1, T40N, R31W - 6.31 ACRES
SW 1/4 NE 1/4 - 11.6 AC., NE 1/4 NE 1/4, 1/2 AC., SW 1/4 NW 1/4, 6.1 AC.

(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.) ALL IN SEC 1, T40N, R30W

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 # 779-2

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.)

DITCHES & DIKES

II. Dimensions of works.

(a) Dam: Height.....feet; length at bottom.....feet; length at top.....feet; thickness at bottom.....feet; thickness at top.....feet; slope at front water face.....; slope at back face.....
 material used in construction.....
 (b) Reservoir: Capacity when filled.....acre feet. Surface area at highwater mark.....acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET—ACRES	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 Feet/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 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

MELLETT COUNTY NEWS, WHITE RIVER

STATE OF SOUTH DAKOTA

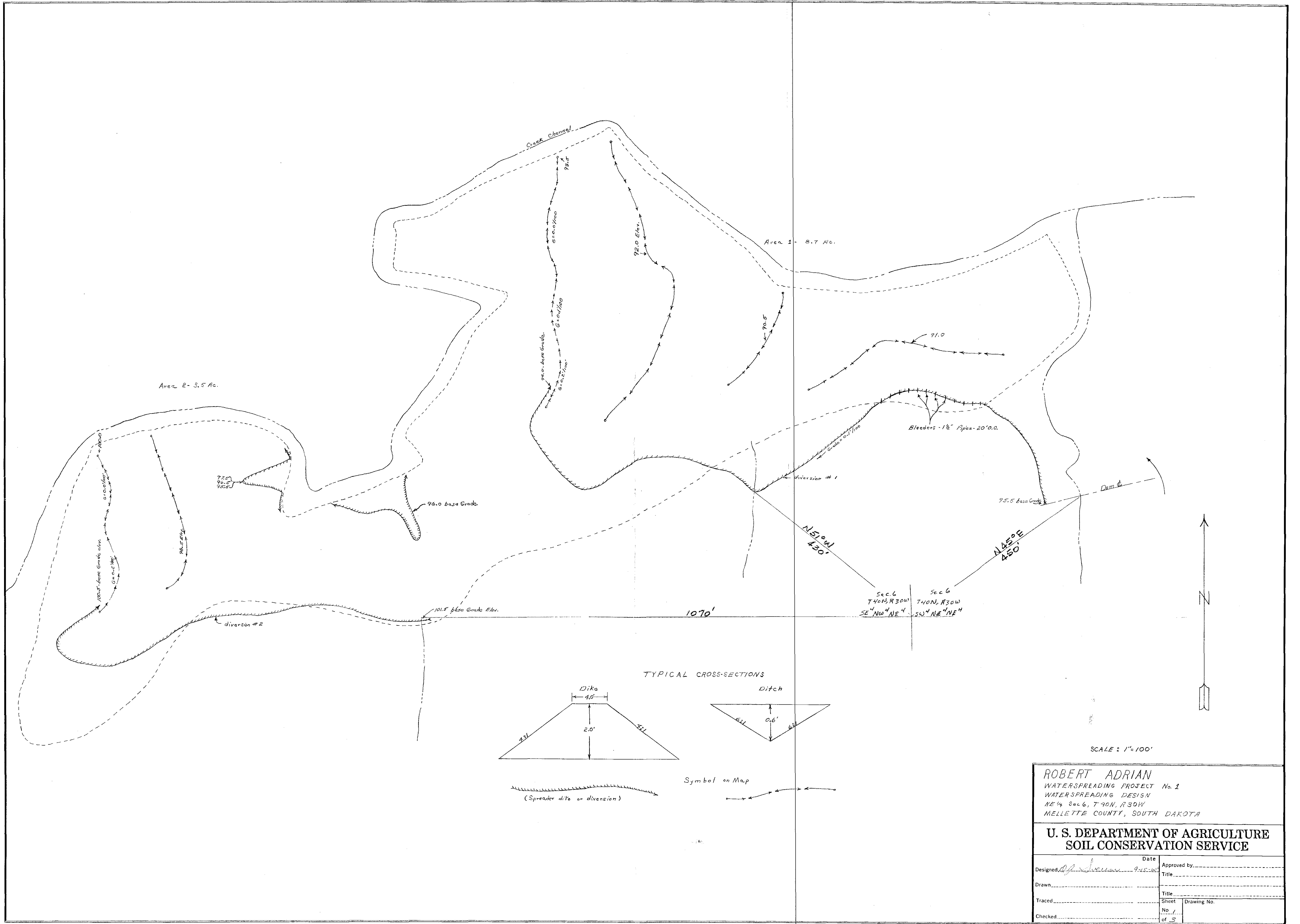
County of HUGHES } ss.

I, ROBERT A. ORIAN, 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.

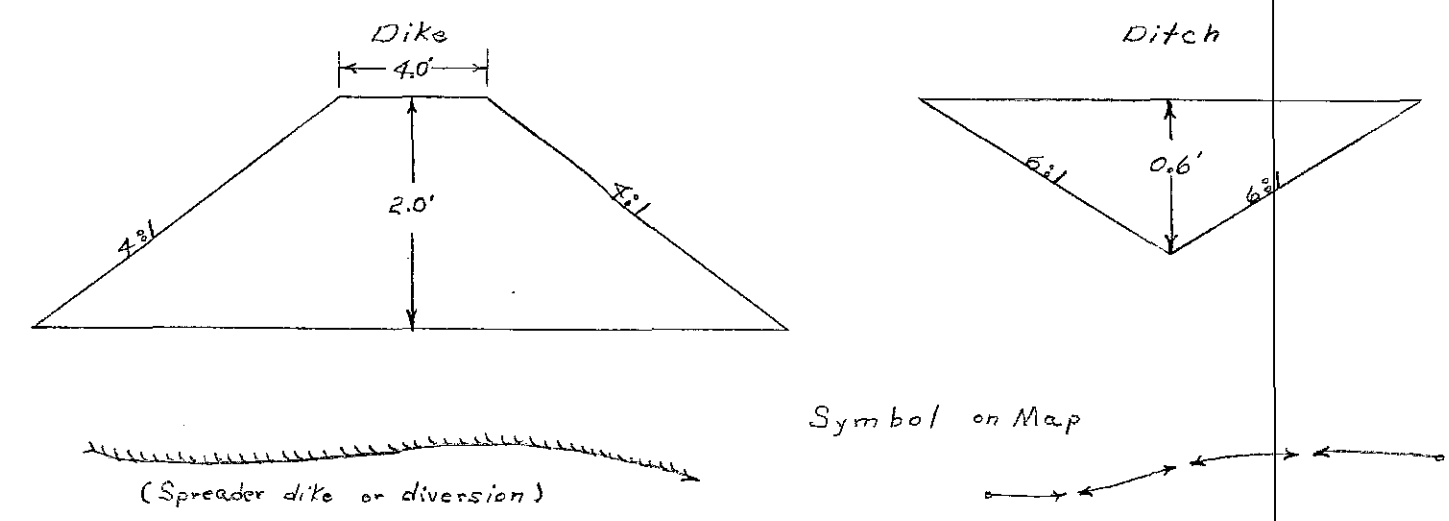
Signed Robert A. Orian

Subscribed and sworn to before me this 7th day of NOVEMBER, 1966

Alvin J. Green
 Notary Public (or other qualified officer.)

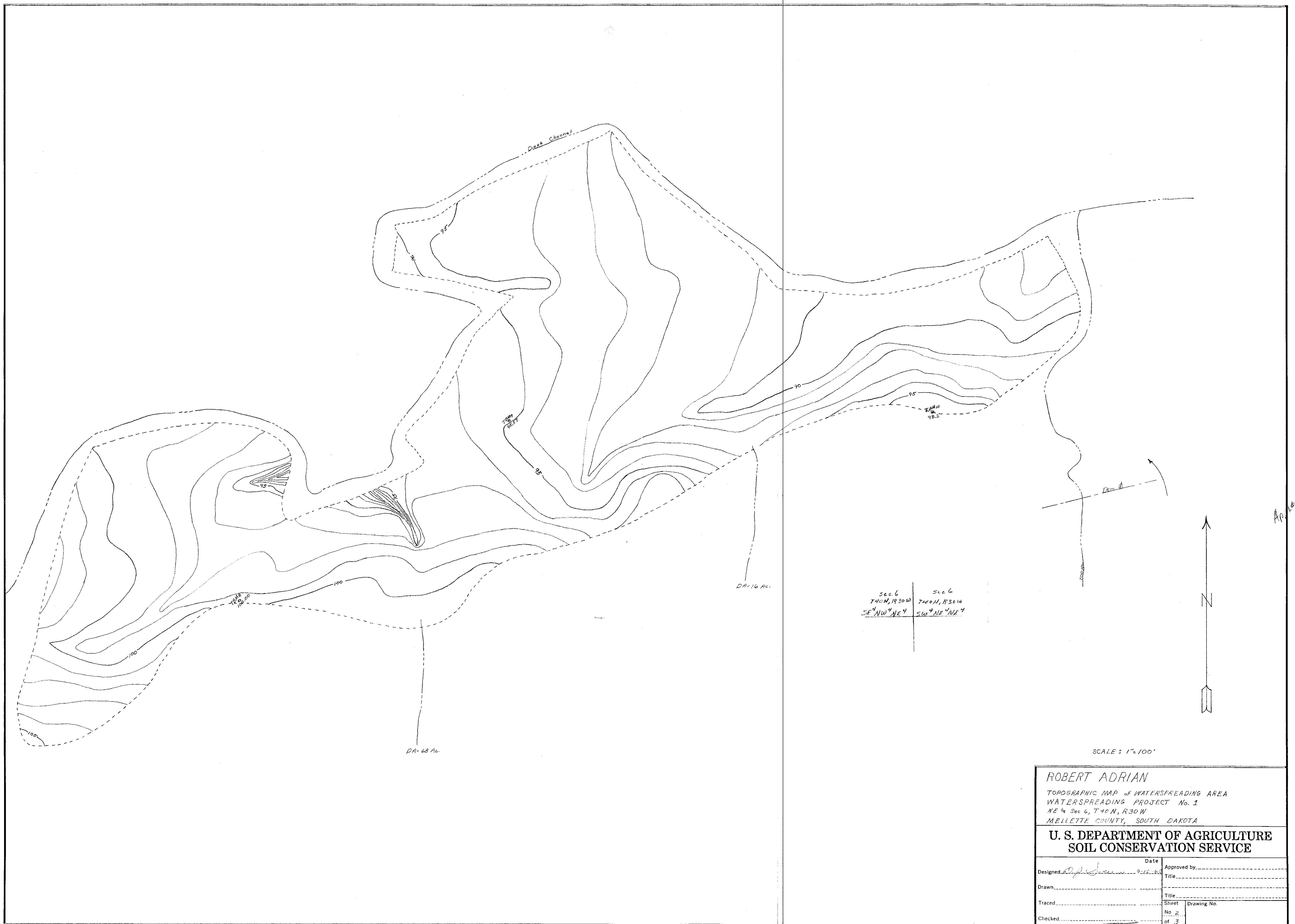


TYPICAL CROSS-SECTIONS



SCALE: 1"=100'

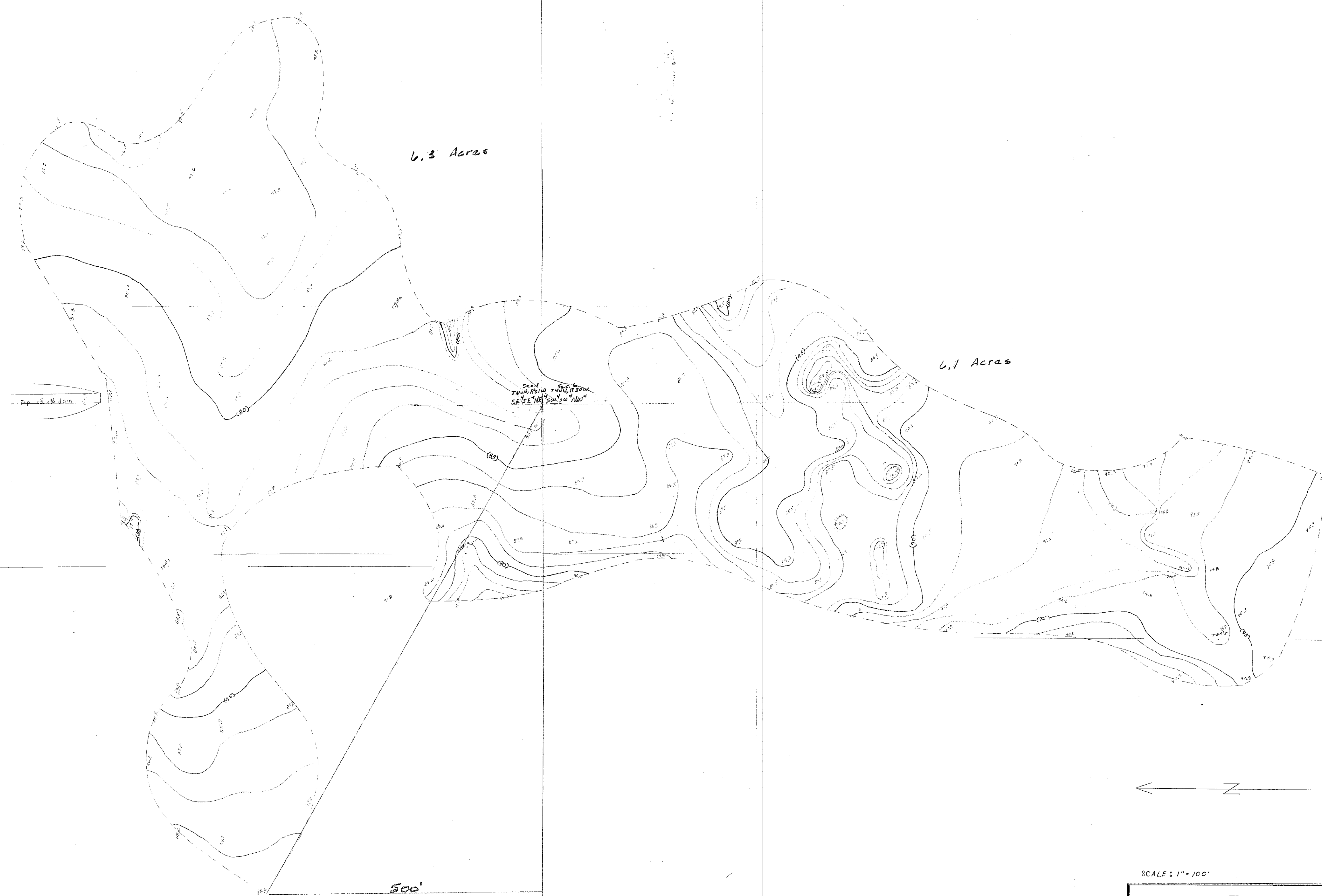
ROBERT ADRIAN WATERSPREADING PROJECT No. 1 WATERSPREADING DESIGN NE 1/4 Sec 6, T 40N, R 30W MELLETTT COUNTY, SOUTH DAKOTA	
U. S. DEPARTMENT OF AGRICULTURE SOIL CONSERVATION SERVICE	
Designed <i>[Signature]</i> Drawn _____ Traced _____ Checked _____	Date 9-15-62 Approved by _____ Title _____ Title _____ Sheet No. 1 of 3



Ap. 895-2

SCALE: 1" = 100'

ROBERT ADRIAN			
TOPOGRAPHIC MAP OF WATERSPREADING AREA			
WATERSPREADING PROJECT No. 1			
NE 1/4 Sec 6, T40N, R30W			
MELLETTE COUNTY, SOUTH DAKOTA			
U. S. DEPARTMENT OF AGRICULTURE			
SOIL CONSERVATION SERVICE			
Date	Approved by		
Designed	Title		
Drawn	Title		
Traced	Sheet		
Checked	Drawing No.		
	No. 2	of 3	



SCALE: 1" = 100'

ROBERT ADRIAN			
FIELD No 2			
MELLETTE COUNTY, SOUTH DAKOTA			
U. S. DEPARTMENT OF AGRICULTURE SOIL CONSERVATION SERVICE			
Designed <i>Robert Adrian</i>	Date <i>12-21-62</i>	Approved by _____	
Drawn _____	Title _____	Title _____	
Traced _____	Sheet _____	Drawing No. _____	
Checked _____	No. _____	of _____	

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, January 20, 1967

This is to certify that the foregoing application was received by the Commission at 1:00 o'clock
P.m. upon the 7th day of November, 1966.

State Water Resources Commission

By: Richard D Schuyler
7th Chief Engineer, Executive Officer

Number of permit 895-2

Date of first receipt of application November 7, 1966

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 November 7, 1966

Approved January 18, 1967, Recorded in Book 9 Page 193

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 _____

July 18, 1969

2nd. The whole of said work is to be completed on or before January 18, 1972

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

January 18, 1976

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 0.35 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 January 18, 1976; said water to be used during the following described annual period:

When available

Witness my hand this 20th day of January, 1967.

State Water Resources Commission.

By: Geos Guinn
Chief Engineer, Executive Officer

Certificate of Construction Issued April 20, 1976

Water License Issued April 20, 1976

DIVERSION POINTS:

N 45° E 450'

N 71° W 430'

N 90° W 1070'

} ALL FROM CENTER SW 1/4,
SECTION 6 - T40N, R20W

2860' S & 500' W OF NE CORNER, SECTION 11, T40N, R21W

on or before December 22, 1966
(First Publication)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., November 15, 1966

Notice is hereby given that **Robert Adrian** whose postoffice address is **White River** 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 **.35** cubic feet of water per second of time from ~~the~~ **dry draws** through the **Adrian Waterspreading Project**, the point of diversion of which is to be located on ~~the~~ **either** between points in the **SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T40N, R31W and** bank of said stream in the **SW** $\frac{1}{4}$ of the **NE** $\frac{1}{4}$ of Section **6** portions of Twp. **40N** Range **30E**. Said water to be used for the purpose of providing irrigation on the following described land:
SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, T40N, R31W, and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 6, T40N, R30W

~~XXXX~~
And for

~~XXXXXX~~
purposes.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the **18th** day of **January**, 19**67**, 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:

RICHARD D. SCHMOYER
Water Right Specialist

CC: Mr. Donald D. Evans, Publisher
Mellotte County News
White River, S.D.

Thursday, December 22, 1966

PROOF OF PUBLICATION.

APPROPRIATION OF WATER

Office of State Water
Resources Commission
Pierre, S. Dak.,

November 15, 1966

Notice is hereby given that Robert Adrian whose postoffice address is White River, S. Dak. has made application in accordance with the provisions of the

water laws of South Dakota for a permit to appropriate beneficial use .35 cubic feet of water per second of time from dry draws through the Adrian Water-spreading Project, the point of diversion of which is to be located either between points in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1 T 40N, R 31W and bank of said stream in the

SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 6, Twp. 40N, Range 30E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 1 T 40N R31W and N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 6, T40N, R 30W.

This application will be taken up by the State Water Resources

Commission at their office at Pierre for consideration upon the 18th day of January, 1967, 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: Richard D. Schmojer

Water Right Specialist

C: Mr. Donald D. Evans, Publ.

Mellette County News

White River, S. D.

Sub. Dec. 1, 8, 15, 22

STATE OF SOUTH DAKOTA }
County Mellette } ss.

Donald D. Evans being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Mellette 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 of White River County of Mellette and State of South Dakota; that the said notice was published in said newspaper on the following dates:

Dec. 1, 1966, Thursday

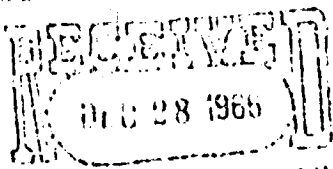
Dec. 1, 1966, Thursday

Dec. 15, 1966, Thursday

Dec. 22, 1966, Thursday

in each and every issue of the full number thereof, the first publication being made on the 1 day of December 1966 and the last publication on the 22 day of December 1966, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was owner the printer and publisher of the said newspaper.

Subscribed and sworn to before me this 23 day of December A. D. 1966



STATE WATER RESOURCES COMM.
SOUTH DAKOTA

Notary Public Mellette County, S. D.

Permit No. 295-2Water Division 2 White River Water District

**REPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE**

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by Robert
Adrian of White River, South Dakota holder
of Permit No. 295-2, bearing date of priority of November 7, 1966
authorizing the diversion of .35 cu. ft. per second of the waters of dry draws
for irrigation purposes, in Mellette County.

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

The Water Use System consists of,

A. Works used to divert the water:

300 foot in length, 30 feet high
27 A. F. dam

B. Works used to transport water to place of use,

"V" type ditch 6 feet deep

C. Works used to apply water to beneficial use.

Spreader dikes 2.0 high with 1½ inch bleeder pipes to flood irrigate

The system is in the following condition: GoodThe point of diversion is located "See Attachment"The works are capable of diverting and conveying to the place of use 16.0cu. ft. per second of water which is to be used for irrigation

Water has been put to beneficial use to the maximum extent as follows:

SE¼ NE¼ Sec. 1, T40N, R31W	6.3
NW¼ NE¼ Sec. 6, T40N, R30W	11.0
NE¼ NE¼ Sec. 6, T40N, R30W	1.2
SW¼ NW¼ Sec. 6, T40N, R30W	6.1

comprising a total of 24.6 acres of land.Date 11-25-76

Thomas A. Gaviner
(Signature)

Thomas A. Gaviner
Water Rights Engineer I

"ATTACHMENT"

DIVERSION POINTS:

N 45° E 450'

N 51° W 430'

N 90° W 1075'

} ALL FROM CENTER 15W 4,
SECTION 6 - T 40N, R 20W

2860' E & 500' W OF NE CORNER, SECTION 1, T 40N, R 20W

Form 15.

Permit No. 895-2

Water Diversion No. 3 WHITE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Robert Adrian

the holder of
Permit No. 895-2, issued upon Application No. 895-2, bearing date of priority of November 7,
1966 authorizing the diversion of .35 cu. ft. per second of the waters of
dry draws County of Mellette, State of South Dakota at
at points North 45° East, 450 ft.; North 51° West, 430 ft. and
North 90° West, 1070 ft., all from the center of the SW 1/4
Section 6, T40N, R30W for irrigation

purpose, has 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 16.0 cu. ft. per second of water.

Date April 20, 1976

By: WATER RIGHTS COMMISSION
John Hatch
JOHN HATCH, Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 895-2

(1) WHEREAS, On the 7th day of November A. D. 1966
Robert Adrian

made Water Right Application No. 895-2 for a permit to use .35 cubic feet per second of the waters of dry draws

County of Mellette, State of South Dakota, for irrigation

(2) WHEREAS, On the 20th day of January A. D. 1967

Permit No. 895-2, with a date of priority of November 7, 1966

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 18th day of January A. D. 1972 and for the application to beneficial use of said water on or before the 18th day of January A. D. 1976

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert .35 cubic feet per second of water for beneficial use and

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent,

for irrigating the following land:

Section 1, T40N, R31W	SE $\frac{1}{4}$ NE $\frac{1}{4}$	6.3 acres
Section 6, T40N, R30W	NW $\frac{1}{4}$ NE $\frac{1}{4}$	11.0 acres
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	1.2 acres
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	6.1 acres
	Total	24.6 acres

(5) 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 Robert Adrian

_____ of White River, S.D.
the holder _____ and owner _____ of said permit No. 895-2 a water right, dating from November 7, 1966
_____ to use of .35 cubic feet per second of the waters
of dry draws

in the County of Mellette and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at _____

at points North 45° East, 450 ft.; North 51° West, 430 ft.; and
North 90° West, 1070 ft., all from the center of the SW 1/4,

Section 6, T40N, R30W

and conduct to and upon _____
portions of Section 1, T40N, R31W and Section 6, T40N, R30W, more
fully described on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 895-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 20th day of April A. D.
Nineteen Hundred and SEventy-six

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer **JOHN HATCH**