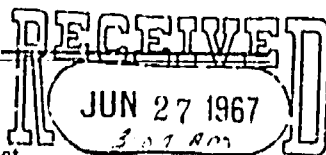


922-2

1. Considered Sept 20, 19 67
2. Name of Applicant George F. Howery
3. Post Office Address Presho
4. Amount of water claimed 1.25
5. Source of water supply Dry Draw
6. Water to be used for Irrigation
 Acres to be irrigated 88
7. Water to diverted and used in Lynch County
 about 1/4 miles 400 of Presho
8. Proof of Publication
 Received Sept 5
 Not Received _____
9. Application
 Approved ✓
 Subject to _____
 Not Approved _____
 Action deferred _____

10. Remarks:

No. 922-2Water Division No. 2 White 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.)

I. Name of applicant GEORGE F. MOWRY
 Postoffice address PRESHO, County LYMAN, State S. DAK

2. 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)

CONTRACT & DIRECT LABOR

(b) Cash on hand, \$ ADEQUATE (c) Treasury stock, \$ _____

(d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work MOWRY WATERSPREADING SYSTEM

3. Amount of water claimed 1.25 cubic feet per second

4. Source of water supply DRY DRAWS

5. Location of point of diversion AT 2 POINTS IN LOT 2,

SECTION 21, T103N, R78W on BOTH bank LYMAN 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? WATERSPREADING

(a) Number of acres to be irrigated 88 acres.

(b) Legal subdivisions to be irrigated LOTS 1, 2 & 3, SECTION 21, T103N, R78W

(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 # 803-2

8. Estimated cost of work:
- | | |
|----------------------------|----------------------------|
| (a) Head Gates, \$..... | (b) Pumping plant, \$..... |
| (c) Fluming, \$..... | (d) Canal-earth, \$..... |
| (e) Other structures | Rock, \$..... |
| | Total, \$..... |

9. Description of diversion works:

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

DAMS, DITCHES & DRAINS

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.....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.....LYMAN COUNTY HERALD, PRESHO, S. DAK......

STATE OF SOUTH DAKOTA

County of HUGHES } ss.

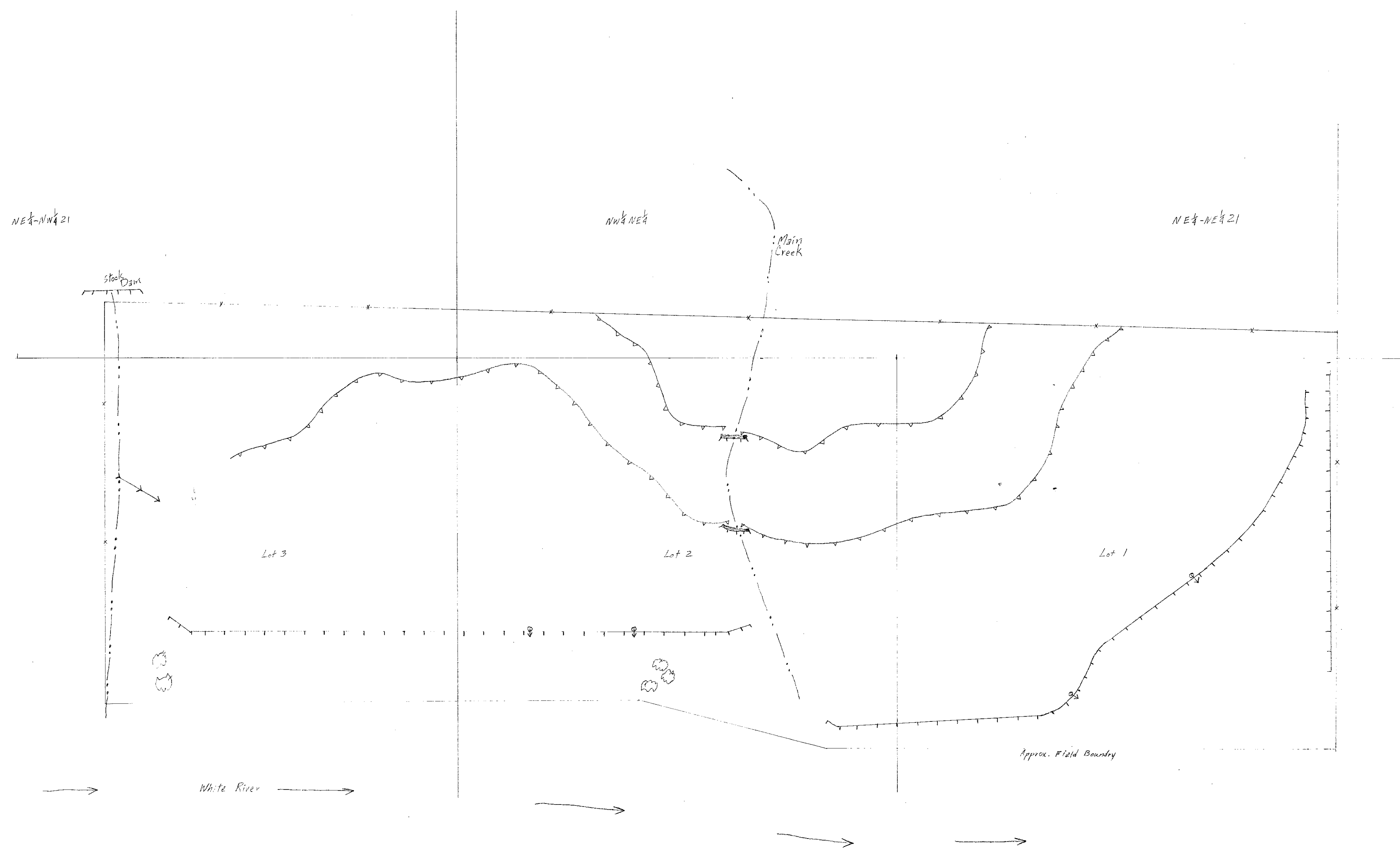
I, GEORGE F. MOINRY, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated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

Signed

George F. Moinry

Subscribed and sworn to before me this 27th day of JUNE 1910

H. E. Bowers
Notary Public (or other qualified officer.)



- LEGEND
- Dikes
 - V-Ditch
 - 12" CMP Drains with Low press. gates
 - Diversion
 - Diversion Dam

Approx. 88 Acres in Boundary

Scale 1" = 200'

MAP # 803-2
 (APP # 922-2)

Lots 1, 2, 3, in 5 1/2-21-103-78	
George Mowery Waterspreading System Presho, S. Dak Sec. 21-103-78	
U. S. DEPARTMENT OF AGRICULTURE SOIL CONSERVATION SERVICE	
Date _____	Approved by _____
Designed _____ Title _____	
Drawn _____ Title _____	
Traced _____	Sheet _____ Drawing No. _____
Checked _____	No _____ of _____

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 25, 1967

This is to certify that the foregoing application was received by the Commission at 3:07 o'clock

P.m. upon the 27th day of June, 1967.

State Water Resources Commission

By: Richard D Schwaner
For Chief Engineer, Executive Officer

Number of permit 922-2

Date of first receipt of application June 27, 1967

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 June 27, 1967

Approved September 20, 1967, Recorded in Book 9 Page 348

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 20, 1970

2nd. The whole of said work is to be completed on or before September 20, 1972

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

September 20, 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 1.25 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 20, 1976; said water to be used during the following described annual period:

April 1st through November 1st

Witness my hand this 25th day of September, 1967.

State Water Resources Commission

By: Richard D Schwaner
Chief Engineer, Executive Officer

Certificate of Construction Issued DECEMBER 15, 1972.

Water License Issued DECEMBER 15, 1972.

On or before
(First Publication August 24, 1967)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., July 31, 1967

Notice is hereby given that George F. Mowry whose postoffice address is Presho 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 1.25 cubic feet of water per second of time from Dry Draws through the Mowry Water spreading System, the point of diversion of which is to be located on the both bank of said stream, at two points Lot 2 of Section 21 Twp. 103N Range 76W. Said water to be used for the purpose of providing irrigation on the following described land:

Lot 1, Lot 2, and Lot 3 Section 21, T103N, R76W

and/or XXXXXX

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 20th day of September, 1967, 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:

cc: Robert C. Cameron, Publisher
Lyman County Herald
Presho, S.D.

~~XXXXXX~~ ~~XXXXXX~~ ~~XXXXXX~~
RICHARD SCHMOYER
Water Rights Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Lyman } ss.Robert C. Cameron being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the _____

Lyman County Her. a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in theCity of Presho County of Lyman and State of South Dakota; that the said notice was published in said newspaper on the following dates:August 3, 1967
August 10, 1967
August 17, 1967
August 24, 1967

in each and every issue of the full number thereof, the first

publication being made on the 3 day of August1967 and the last publication on the 24 day ofAugust 1967, upon which days or times of publication aforesaid the newspaper was regularly pub-lished, and that during the whole time of said publication he was Editor the printer and publisher of the said newspaper.

No. 922-2

Notice of Intention to Appropriate
Water

APPROPRIATION OF WATER

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

July 21, 1967

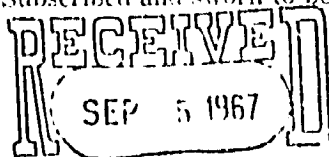
Notice is hereby given that George F. Mowry whose postoffice address is Presho, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use .25 cubic feet of water per second of time from the Dry Draws through the Mowry Waterspreading System, the point of diversion of which is to be located on both banks of said stream at two points in Lot 2 of Section 21, Twp. 103N, Range 78W. Said water to be used for the purpose of providing irrigation on portions of the following described land: Lot 1, Lot 2, and Lot 3 Section 21, T103N, R78W.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 20th day of September, 1967, 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
CommissionBy: Richard Schmoeyer,
Water Rights Specialist

Aug. 3, 10, 17, 24

Subscribed and sworn to before me this 31 day of August A. D. 1967STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Notary Public _____ County, S. D.

Permit No. 922-2

Water Diversion No. 2 White River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify That George F. Mowry

_____ the holder _____ of
Permit No. 922-2, issued upon Application No. 922-2, bearing date of priority of June 27, 1967
_____ authorizing the diversion of 1.25 cu. ft. per second of the waters of _____
Dry draws County of Lyman, State of South Dakota at _____
two points in lot 2 and one point in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 21, T103N, R78W
_____, for irrigation

_____ purposes, has s 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 20-30 cu. ft. per second of water.

Date December 15, 1972

WATER RESOURCES COMMISSION

By.

J.W. GRIMES, Executive Officer

WATER LICENSE NO. 922-2

(1) WHEREAS, On the 27th day of June A. D. 19 67

George F. Moory

made Water Right Application No. 922-2 for a permit to use 1.25 cubic feet per second of the waters of dry draws

County of Lyman, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 25th day of September A. D. 19 67

Permit No. 922-2, with a date of priority of June 24, 1967

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 20th day of September A. D. 19 72 and for the

application to beneficial use of said water on or before the 20th day of September A. D. 19 76

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 1.25 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 in Section 21, T103N, R78W

Lot 3 23.1 acres

Lot 2 31.3 acres

Lot 1 33.6 acres

Total 88.0 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 George F. Mowry

_____ of Presho, S.D.
the holder _____ and owner _____ of said permit No. 922-2 a water right dating from June 27, 1967
_____ to use of 1.25 cubic feet per second of the waters
of dry draws

in the County of Lyman and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at two points in Lot 2 and one point in the NE 1/4 NW 1/4,
Section 21, T103N, R78W

and conduct to and upon portions of Section 21, T103N, R78W, more fully described on the
face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 922-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 15th day of December A. D.
Nineteen Hundred and Seventy-two

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer J.W. GRIMES