

COPY

7-2

Know all men by these Presents, That I, John C. Parkin, a citizen of the United States, have this day located a WATER RIGHT on Plum Creek, (a dry draw), in the County of Fall River and State of South Dakota, and do hereby claim the right to divert sixteen hundred miners inches of water from said Plum Creek. The point of diversion being in the Southwest quarter of the Southeast quarter of Section thirty four in Township Nine Range Three East, B.H.M. in said County, and being more particularly described as follows; commencing at a point about three hundred feet South and about five hundred feet East of the Northwest corner of the Southwest quarter of the Southeast quarter of said section Thirty four, continuing thence along the West and North side of said Plum Creek to the Southeast quarter of the southeast quarter and the Northwest quarter of the Southeast quarter of Section thirty four and the South half of the Northeast quarter of section thirty four, and the East half of the Northwest quarter, the North half of the Northeast quarter and the Southwest quarter of the Northwest quarter of section thirty five, all in Township Nine Range Three East, B.H.M. in said County.

Said Water Right is located for Agricultural and Domestic purposes.

Dated September 16th, 1907.

(signed) John C. Parkin,
Locator.

WITNESSES.

(signed) William C. Trompeter

(signed) Chas. B. Eastman.

State of South Dakota

Location Notice Water License No. 7-2

(1) Roger Redetzke
of Star Route, Box 27, Provo, South Dakota 57774, located and filed Location Notice
made Application No. 7-2, September 16, 1907 for a right permit to appropriate
32.0 cubic feet per second of water from a dry draw
Fall River County, South Dakota for Irrigation purposes.
Location Notice No. 7-2
Permit No. _____, with a priority date of September 16, 1907
located and filed by the _____
was approved _____ and issued to applicant(s) for diversion of water with construction of the described
water supply system. The system was
not completed on or before and the water placed for the application to beneficial use of said
water on or before _____.

John C. Parkin originally located and filed Location Notice No. 7-2, January 4,
1985, Location Notice No. 7-2 was transferred to Roger Redetzke.

and

(2) It is certified that the application has complied with the provisions of South Dakota State Law relating to completion of
the construction of the water supply system and is entitled to divert 1.5 cubic feet per second of water
for beneficial use. The location of the diversion point(s) is N 64°W 2100 feet from the SE Corner
of Section 34, T9S, R3E

and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, to irrigate the following land all in T9S, R3E

Section 34	SW $\frac{1}{4}$ NE $\frac{1}{4}$	5 Acres	(AC)
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	9 Acres	(AD)
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	15 Acres	(DB)
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2 Acres	(DA)
Section 35	NE $\frac{1}{4}$ NW $\frac{1}{4}$	2 Acres	(BA)
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	27 Acres	(BC)
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	22 Acres	(BD)
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	8 Acres	(CB)
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	2 Acres	(CA)
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	9 Acres	(AB)
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	4 Acres	(AA)
TOTAL		105 ACRES	

(4) Pursuant to §16-5-30.1 Roger Radetzke

of Star Route, Box 27, Provo, South Dakota 57774

the holder(s) and/or owner(s) of Location Notice 7-2 is/are issu license to appropriate water, the right to use 1.5 cubic feet per second of water from a dry draw with a priority date of September 16, 1907 from the location specified in (2) of this license. The water to be conducted to and upon lands specified in (3) of this license for the purpose of Irrigation

This license is subject to any limitations or qualifications listed in Location Notice 7-2 and subject to South Dakota State Law.


Chief Engineer, Water Rights Division
Department of Water and Natural Resources

JOHN HATCH

January 9, 1985

Permit No. LN 7-2

Water District

Report Of Examination Of Works And/Or Application Of Water To Beneficial Use

TO: Chief Engineer, Division of Water Rights, DWNR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by Roger Redetzke of Provo, S.D. 57779 holder of Permit No. LN 7-2, bearing the priority of Sept. 16, 1907 authorizing the diversion of 32 cu. ft. per second of the waters of Dry Draw for irrigation purposes, in Fall River County.

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

A. Works used to divert the water: A dike 3' high and 250' long across a dry draw diverts the water into a canal.

B. Works used to transport water to place of use: An open canal transports the water to the edge of the fields. Water is released from the canal thru small depressions.

C. Works used to apply water to beneficial use: Flood irrigation. Some fields have spreader dikes.

The system is in the following condition Fair

The point of diversion is located N 34° W 2100 ft from the SE corner of Section 34, T9S, R3E

The works are capable of diverting and conveying to the place of use 5cu. ft. per second of water which is to be used for irrigationWater has been put to beneficial use to the maximum extent as follows: SW¹NE² - 5 acres, SE²NE² - 9 acres,NW¹SE² - 15 acres and NE²SE² - 2 acres all in Section 34, T9S, R3E.NE²NW² - 2 acres, SW²NW² - 27 acres, SE²NW² - 22 acres, NW²SW² - 9 acres,NE²SW² - 2 acres, NW²NE² - 9 acres and NE²NE² - 4 acres all in Section 35, T9S, R3E.comprising a total of 105 acres of land and the license should be issued for 1.5 cfsApplicable permit qualifications have been complied with Yes No

Exceptions to compliance are:

Date OCT. 31, 1907

William A. Bragg, P.E.
(Signature) Hydrologist

LH 7-2

WATER RIGHTS DIVISION
(605) 773-3352

November 20, 1984

Roger Redetzke
Star Route, Box 27
Provo, South Dakota 57774

Dear Mr. Redetzke:

I discussed your water right with Ralph Mefferd by telephone. He wanted the water right in your name.

Enclosed is a Notice of Transfer of Water Permit Form. Please sign this form in the presence of a Notary and return it to this office with a filing fee of \$2.50. Upon receipt of the enclosed form and the filing fee, Location Notice 7-2 will be transferred to your name. You will then also be issued a Water License for this Location Notice. Your Irrigation project will then be completely updated.

We will be cancelling a duplicate filing that was also made by John Parkin on this project. We will also cancel the Location Notice on the abandoned dam that you and I looked at north of your farmstead.

I have also enclosed a map of your project and a copy of the Location Notice. You may keep these for your files.

If you have any questions, please contact me.

Sincerely,

Delvin D. Brosz, P.E.
Hydrologist

DDB:ms
Enc.

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: _____

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

N½SE¼ and S½NE¼ Section 34, T9S, R3E. N½SW¼, NW¼ and N½NE¼ Section 35, T9S, R3E

formerly owned by John C. Parkin

has been transferred to Roger Redetzke, Star Route, Box 27, Provo, SD 57774
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. LN 7-2 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 Div. of Water Rights, Water Management Board 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)
County of Fall River) ss.

I, Roger Redetzke 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.

Roger Redetzke
(Signed)

Subscribed and sworn to before me this 2 day of January, 1985

Terle Anderson
(Notary Public)



RECEIPT

Division of Water Rights

No 4 9881

South Dakota Department of Water and Natural Resources

Pierre, January 4, 1988

RECEIVED OF Roger Redetzke, Star Route, Box 27, Provo, SD 57774
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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 #LN 7-2 _____	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer JOHN HATCH ms

No. LN 7-2

South Dakota
Department of
Water & Natural Resources

Joe Foss Building
623 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

January 10, 1985

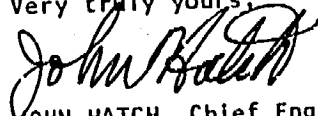
Roger Redetzke
Star Route, Box 27
Provo, South Dakota 57774

Dear Mr. Redetzke:

Enclosed herewith is Location Notice
Water License No. 7-2. This is the
final water right document completing your process of obtaining a
water right.

As long as you use the water beneficially, as stated in the Water License,
the State Water Laws provide that you have a continuing right to use the
water.

Very truly yours,



JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

Enclosures

Receipt No. 4 9881 is enclosed for the transfer of Location Notice No. 7-2
The water license is now listed in your name.

WNR-817 3/83
Transmittal of Water License

**Dakota Department of
Water & Natural Resources**

oe Foss Building
23 East Capitol
Pierre, South Dakota 57501-3181

March 23, 1990

LN7-2

NOTICE

TO: Roger Redetzke
ST RT BOX 27
PROVO, SD 57774

FROM: *for Del 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. LN7-2 has a priority date that is senior to the April 11, 1941 priority for Angostura Irrigation Water Right No. 579-2, your permit is 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).

 **Department of
Water & Natural Resources**

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

March 27, 1990

LN 7-2

Ralph Mefferd
PO Box 747
Edgemont, SD 57735

Dear Mr. Mefferd:

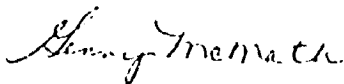
Enclosed is a partially completed "Notice of Transfer" for use in filing an ownership change on Location Notice No. 7-2. The location notice is currently listed in the name of Roger Redetzke. The Fall River County Register of Deeds has you listed as owner of the land described in the location notice.

Please check over the form and sign in the presence of a notary public. Upon completion of the form, return it to our office with a required filing fee of \$2.50.

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.

Also enclosed is the "Notice" originally sent to Mr. Redetzke concerning low water levels in Angostura Reservoir. If you have any questions, please contact me.

Sincerely,



GENNY MCMATH
Natural Resources Analyst
605 773-3352

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

No. LN 7-2

TO: Chief Engineer
Water Rights Division, DWNH
523 East Capitol
Pierre, SD 57501-3181

Date: _____



I/We request that Location Notice No. 7-2

formerly owned by: Roger Redetzke

be transferred to: (name & address) Ralph L. Mefford Jr.

Hc 48 Box 260 Pierre SD 57774 (telephone No.) 662-7554

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

S 1/2 NE 1/4, S 1/2 SE 1/4 Section 34; NE 1/4 NW 1/4, S 1/2 NW 1/4, N 1/2 SW 1/4,

N 1/2 NE 1/4 Section 35, T9S, R3E, total of 105 acres

I/We understand that the validity of Location Notice No. 7-2 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 Ralph L. Mefford, Jr. 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.

Ralph L. Mefford Jr.
(Signed)

Subscribed and sworn to before me this 9 day of April, 1990.

My commission expires 6-15-95

Michael J. B. B. B.
(Notary Public)

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 water 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

South Dakota Department of Water and Natural Resources

412199

Pierre, April 12, 1950

RECEIVED OF Ralph Meffoedd Jr., HC 48 Box 260, Provo, SD 57774

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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 VII # 7-2 _____

Fee for Filing Extension Request _____

Fee for Certified Copy of _____

Fee for Print Copy of Map _____

Fee for Certifying _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

By

John H. H. H. H.
Chief Engineer

South Dakota
Department of
Water & Natural Resources

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

April 30, 1990

No. 7-2

Ralph L. Mefferd Jr.
HC 48, Box 260
Provo SD 57774

Dear Mr. Mefferd:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Location Notice No. 7-2.

Our records now show you as the owner of this Location Notice.

Sincerely,

Karen Schlaak

KAREN SCHLAACK
Senior Secretary
Water Rights Division
605 773-3052

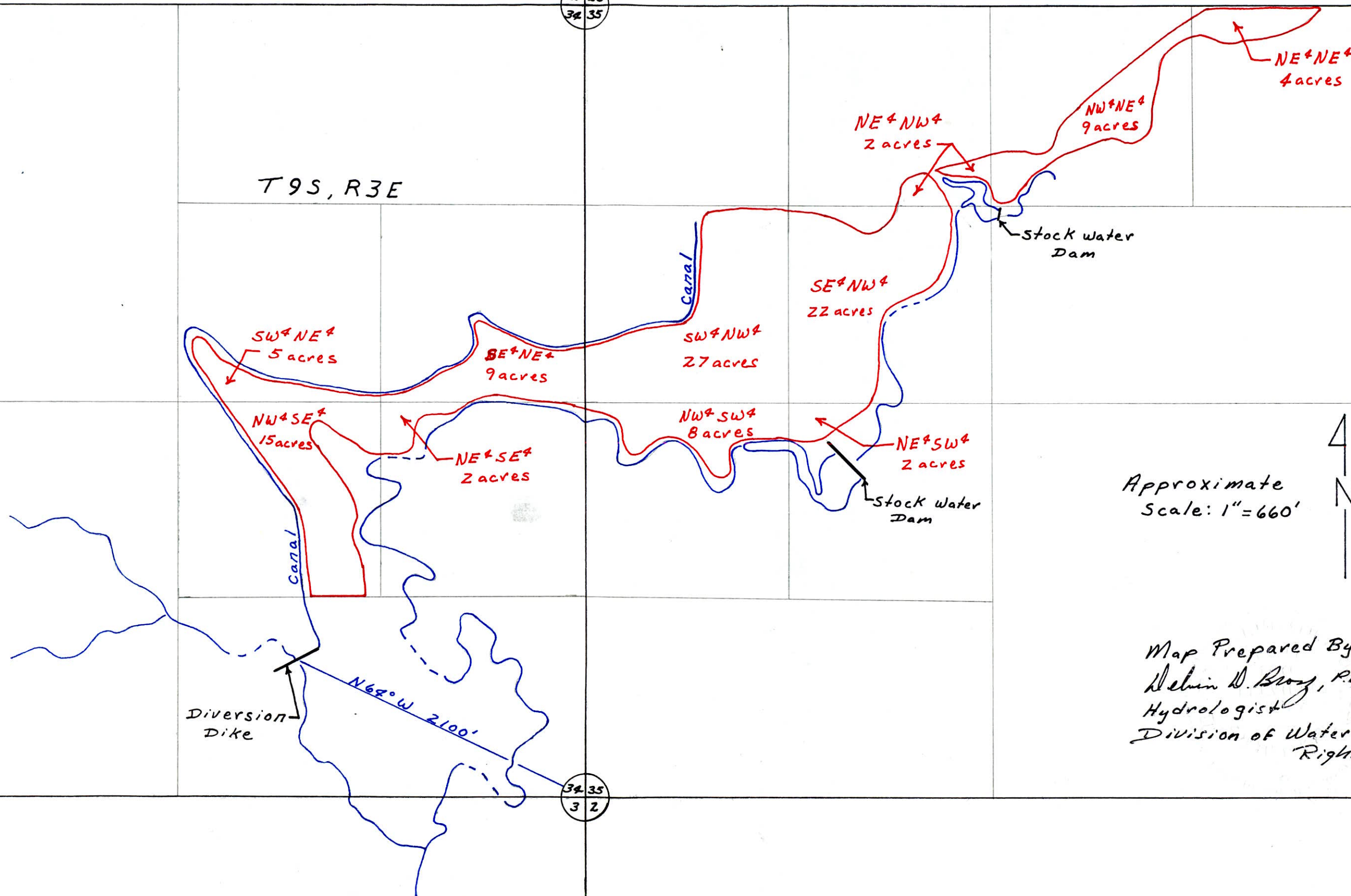
enclosure

28 27
33 34

27 26
34 35

26 25
35 36

T 9 S, R 3 E



Approximate
Scale: 1" = 660'



Map Prepared By:
Helvin D. Brong, P.E.
Hydrologist
Division of Water Rights

33 34
4 3

34 35
3 2

35 36
2 1