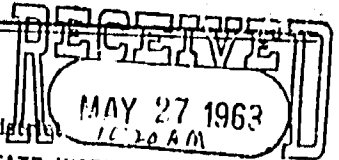


1038-2

1. Considered 7-17 1963
2. Name of Applicant T. J. PONDexter
3. Post Office Address REE HEIGHTS S.D.
4. Amount of water claimed 1.2
5. Source of water supply WOLF CREEK
6. Water to be used for IRRIGATION
Acres to be irrigated 43
7. Water to be diverted and used in HAND County about
5.4 miles of REE HEIGHTS
8. Proof of Publication Received 2
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

No. 1038-3Water Division No. 3

(Blanks to be Filled by the Engineer for the W. R. C.)

JAMES RIVERSTATE 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 Te. J. PoindexterPostoffice address Ree Heights, County Hand, State S.D.

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)

Contract(b) Cash on hand, \$ Sufficient

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work Poindexter Irrigation Project No.3. Amount of water claimed 20 Ac Ft cubic feet per second4. Source of water supply Wolf Creek5. Location of point of diversion Existing diversion dam at S12°00'W and 81 rods fromNW corner of Sec 15-T113N-R70W on Hand bank Hand County.6. Annual period or periods during which water is to be used April 1 thru Sept 30

7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity irrigation(a) Number of acres to be irrigated 23.3 acres.(b) Legal subdivisions to be irrigated see under "Remarks by Applicant"

(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 No 679-3

8. Estimated cost of work:

(a) Head Gates, \$-----

(b) Pumping plant, \$-----

(c) Fluming, \$-----

(d) Canal-earth, \$-----

Rock, \$-----

(e) Other structures Dikes and controls \$700.00

Total, \$-----

9. Description of diversion works:

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

Diversion Dam (existing)

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 Earth fill

(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-----1-----years.

12. Choice of newspaper for publication of notice of intention to appropriate-----
Miller Press

STATE OF SOUTH DAKOTA

County of Hand ss.

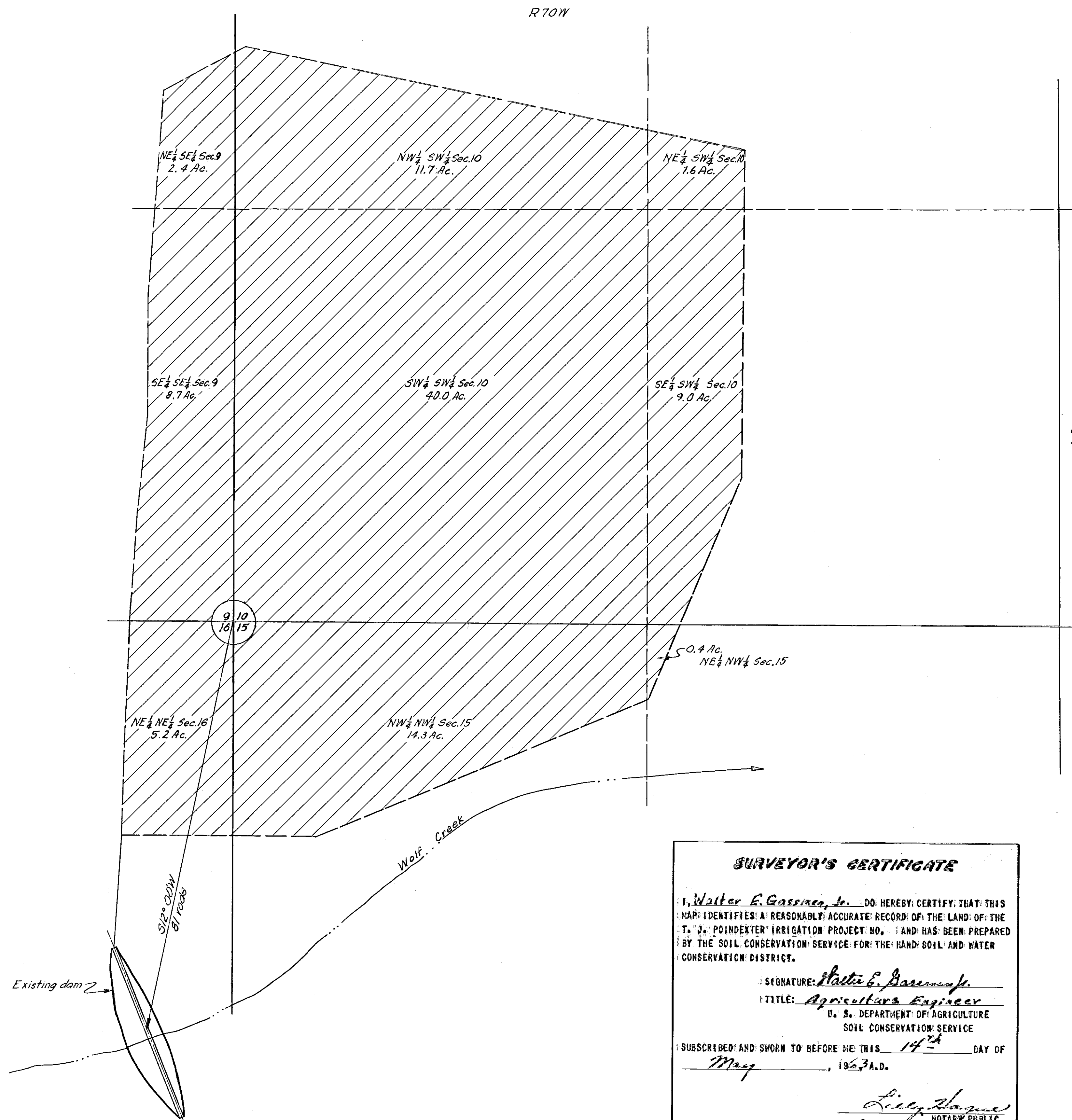
I, J. J. Garrison, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated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

Signed

Subscribed and sworn to before me this 15 day of May 1963

Clare F. Carlson
Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.



All lands described are owned by T. J. Poindexter.

LOCATION OF LAND TO BE IRRIGATED				
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
NE $\frac{1}{4}$ SE $\frac{1}{4}$	9	113N	70W	2.4
SE $\frac{1}{4}$ SE $\frac{1}{4}$	9	113N	70W	8.7
NW $\frac{1}{4}$ SW $\frac{1}{4}$	10	113N	70W	11.7
NE $\frac{1}{4}$ SW $\frac{1}{4}$	10	113N	70W	7.6
SW $\frac{1}{4}$ SW $\frac{1}{4}$	10	113N	70W	40.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	10	113N	70W	9.0
NE $\frac{1}{4}$ NE $\frac{1}{4}$	16	113N	70W	5.2
NW $\frac{1}{4}$ NW $\frac{1}{4}$	15	113N	70W	14.3
NE $\frac{1}{4}$ NW $\frac{1}{4}$	15	113N	70W	0.4
TOTAL				93.3

SURVEYOR'S CERTIFICATE

I, Walter E. Gassner, Jr. DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE T. J. POINDEXTER IRRIGATION PROJECT NO. 1 AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE HAND SOIL AND WATER CONSERVATION DISTRICT.

SIGNATURE: Walter E. Gassner, Jr.

TITLE: Agricultural Engineer
U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 14th DAY OF May, 1936 A.D.

MY COMMISSION EXPIRES 8-6, 1936

Scale: 1" = 200'

**T. J. POINDEXTER
IRRIGATION PROJECT
NUMBER**

Hard County, South Dakota

**U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE**

Designed.....	Date.....	Approved by.....
Drawn.....		Title.....
Traced.....		Title.....
Checked.....	Sheet No / of /	Drawing No.

MAP N^o 679-3 (APPL N^o 1038-3)

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of HUGHES } ss.

Pierre, South Dakota,

JULY 29, 1963

This is to certify that the foregoing application was received by the Commission at 10:20 o'clock
am. upon the 27TH day of MAY, 1963.

State Water Resources Commission

By:

for Ernest J. Jones
Chief Engineer, Executive Officer

Number of permit 1038-3

Date of first receipt of application

MAY 27, 1963

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

Date of receipt of corrected application

Date from which applicant may claim right

MAY 27

Approved

JULY 17, 1963

Recorded in Book

8

Page

94

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

JANUARY 17, 1966

2nd. The whole of said work is to be completed on or before

JULY 17, 1968

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

JULY 17, 1972

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 1.3 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

JULY 17, 1972

; said water to be used during the following described annual period:

APRIL 1

THRU SEPTEMBER 30

Witness my hand this

29TH

day of

JULY

, 1963

State Water Resources Commission

By:

Ernest J. Jones
Chief Engineer, Executive Officer

Certificate of Construction Issued

OCTOBER 24, 1969

Water License Issued

OCTOBER 24, 1969

Remarks by the Applicant:

7.I. (b) Legal subdivisions to be irrigated-----

<u>Location</u>	<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Acres</u>
NE $\frac{1}{4}$ SE $\frac{1}{4}$	9	113N	70W	2.4
SE $\frac{1}{4}$ SE $\frac{1}{4}$	9	113N	70W	3.7
NW $\frac{1}{4}$ SW $\frac{1}{4}$	10	113N	70W	11.7
NE $\frac{1}{4}$ SW $\frac{1}{4}$	10	113N	70W	1.6
SW $\frac{1}{4}$ SW $\frac{1}{4}$	10	113N	70W	40.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	10	113N	70W	9.0
NE $\frac{1}{4}$ NE $\frac{1}{4}$	16	113N	70W	5.2
NW $\frac{1}{4}$ NW $\frac{1}{4}$	15	113N	70W	14.3
NE $\frac{1}{4}$ NW $\frac{1}{4}$	15	113N	70W	0.4
		Total		93.3

Form 15.

Permit No. 1038-3

Water Diversion No. 3 JAMES RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That T.J. Poindexter

_____ the holder _____ of
Permit No. 1038-3, issued upon Application No. 1038-3, bearing date of priority of May 27, 1963
_____ authorizing the diversion of 1.3 cu. ft. per second of the waters of _____
Wolf Creek County of Hand, State of South Dakota at _____
point S. 12⁰W., 81 rods from the NE Corner, Section 16, T113N, R70W

_____, for irrigation

purposes, 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 30 cu. ft. per second of water.

Date October 24, 1969

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1038-3

(1) WHEREAS, On the 27th day of May A. D. 19 63

T.J. Poindexter

made Water Right Application No. 1038-3 for a permit to use 1.3 cubic feet per second of the waters of Wolf Creek

County of Sioux State of South Dakota, for Irrigation

purposes; and

(2) WHEREAS, On the 29th day of July A. D. 19 63

Permit No. 1038-3 with a date of priority of May 27, 1963

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 17th day of July A. D. 19 68 and for the application to beneficial use of said water on or before the 17th day of July A. D. 19 72

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 1.3 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 T113N, R70W

Section 9	NE $\frac{1}{4}$ SE $\frac{1}{4}$	2.4 acres
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	8.7 acres
Section 10	NW $\frac{1}{4}$ SW $\frac{1}{4}$	11.7 acres
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	1.6 acres
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	9.0 acres
Section 15	NW $\frac{1}{4}$ NW $\frac{1}{4}$	14.3 acres
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.4 acres
Section 16	NE $\frac{1}{4}$ NE $\frac{1}{4}$	5.2 acres
Total		93.3 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 _____

T.J. Poindexter

_____ of _____

Ree Heights, South Dakota

the holder _____ and owner _____ of said permit No. 1038-3 a water right, dating from May 27, 1963

_____ to use of 1.3 cubic feet per second of the waters

of Wolf Creek

in the County of Hard and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned, to be diverted at a point S 12° W., 81 rods from the NE Corner, Section 16,

T113N, R70W

and conduct to and upon portions of Sections 9, 10, 15 and 16, T113N, R70W, described on the

face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1038-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota

this 24th day of October A. D.

Nineteen Hundred and Sixty-nine

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

on or before
(First Publication June 20, 1963)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., May 27, 1963

Notice is hereby given that T. J. Poindexter whose postoffice address is Roe Heights 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 1.7 cubic feet of water per second of time from ~~xxx~~ Wolf Creek through the Poindexter Irrigation Project #1, the point of diversion of which is to be located on ~~xxx~~ both bank of said stream in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16 portions of Twp. 113N Range 70W. Said water to be used for the purpose of providing irrigation on the following described land:
E $\frac{1}{2}$ SE $\frac{1}{4}$, Section 10; SW $\frac{1}{4}$ Section 11; N $\frac{1}{2}$ NW $\frac{1}{4}$ Section 15; and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 16,
T113N, R70W

~~xxxxxx~~

~~purveyor~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of July, 1963, 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.

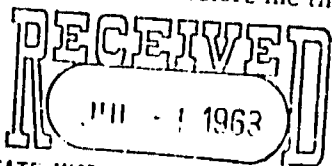
State Water Resources Commission

By:

BURTON F. JONES
Water Right Specialist

CC: R. H. McFarlane, Publisher
Miller Press
Miller, South Dakota

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Hand } ss.Robert H. McFarlane being duly sworn, deposes and says the annexed printed copy of Noticeof Intention to Appropriate Water was taken from the Miller Pressa 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 Miller County ofHand and State of South Dakota: that the said notice was published in said newspaper on the following dates:June 6, 1963June 13, 1963June 20, 1963June 27, 1963in each and every issue of the full number thereof, the first publication being made on the 6th day of June19 63 and the last publication on the 27th day ofJune19 63, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication hewas the printer and publisher of the said newspaper.Robert H. McFarlaneSubscribed and sworn to before me this 27th day of June A. D. 1963.STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTANotary Public W. H. McFarlane County, S. D.No. 1038-3
APPROPRIATION OF WATER
Office of State Water Resources
Commission, Pierre, S. D., May
27, 1963.

Notice is hereby given that T. J. Poindexter whose postoffice address is Ree Heights, S. D., has made an application in accordance with the provisions of the water law of South Dakota for a permit to appropriate for beneficial use 1.7 cubic feet of water per second of time from Wolf Creek through the Poindexter Irrigation Project No. 1, the point of diversion of which is to be located on both banks of said stream in the NE1 of the NE1 of Section 16, Township 113 N, Range 70W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

E1 SE1, Section 10; SW1 Section 11; N1 NW1 Section 15; and NE1 NE1, Section 16, T113N, R70W.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of July, 1963, at 2 p.m. All interested persons my 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:
Burton F. Jones
Water Right Specialist
FPNO 35

LPNO 38

Permit No. 1038-3Water Division 3 JAMES RIVER Water DistrictREPORT 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 T.J.POINDEXTER of REE HEIGHTS holderof Permit No. 1038-3, bearing date of priority of MAY 27, 1963authorizing the diversion of 1.3 cu. ft. per second of the waters of WOLF CREEK
for IRRIGATION purposes, in FLAND 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:

EXISTING W.P.A. DAM W/ 2-18" OPEN CULVERTS

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

APPROXIMATELY 1 1/2 MILES OF MAIN DIKE
TWO 18" CULVERTS ALLOW WATER TO ENTER
IRRIGATED AREA, AND TWO 18" GATEDC. Works used to apply water to beneficial use. CULVERTS USED TO DRAIN
AREAThe system is in the following condition: EXCELLENTThe point of diversion is located S 12° W 81 RODS FROM THE NE
CORNER SECTION 16, T113N, R70WThe works are capable of diverting and conveying to the place of use 30 C.F.S.cu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN T113N, R70W

SECTION 10		SECTION 9		SECTION 15	
NW 1/4 SW 1/4	11.7 AC.	NE 1/4 SE 1/4	2.4 AC.	NW 1/4 NW 1/4	14.3 AC.
NE 1/4 SW 1/4	1.6 "	SE 1/4 SE 1/4	3.7 AC.	NE 1/4 NW 1/4	0.4 AC.
SW 1/4 SW 1/4	40.0 "	SECTION 16			
SE 1/4 SW 1/4	9.0 "	NE 1/4 NE 1/4	5.2 AC.		

comprising a total of 93.3 acres of land.Date OCTOBER 23, 1969

Durston J. [Signature]
(Signature)
WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION



January 25, 2006

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

1038-3
1039-3

Sandy Poindexter
212 S Polk
Pierre SD 57501

Dear Sandy:

Enclosed as we discussed are partially completed "Notice of Transfer of Ownership" forms for filing ownership changes with Water Right Nos. 1038-3 and 1039-3. Complete the forms by filling in the portion titled "*be transferred to: (name & address)*". Review the legal descriptions to ensure they are correct and then sign both forms.

Once you have completed them, return them to our office with a filing fee of \$2.50 each (total of \$5.00). The check or money order for the fee can be made payable to the Water Rights Program.

Water Right No. 1039-3 will be transferred to you in its entirety. No. 1038-3 will be divided and reissued as 1038A-3 (T J Poindexter) and 1038B-3 (your name or the trust you have established). T J will receive an updated license with the acreage he owns in Sections 9 and 10, T113N, R70W.

If you have any questions, give me a call.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 14, 2006

1038-3

Joe Poindexter
P Spear Ranch Inc
34761 109th St
Ree Heights SD 57371

Dear Mr. Poindexter:

Thank you for visiting with me about the ownership change needed for portions of Water Right No. 1038-3 currently listed in the name of T J Poindexter. The water right authorizes diversion of water from a storage dam on Wolf Creek to irrigate 93.3 acres in Sections 9, 10, 15 and 16, T113N, R70W.

Recently, Sandy Poindexter filed a "Notice of Transfer of Ownership" for a portion of the land described in the water right (Sections 15 & 16). It is my understanding from talking with you that the remaining land in Sections 9 and 10 should be listed in the name of P Spear Ranch.

Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

Once we receive the form and fee back from you, Water Right No. 1038-3 will be divided and reissued to reflect separate ownership. Enclosed is a copy of the water right and the changes proposed.

If I can answer any questions for you, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 29, 2006

1038-3

Dr Joe Poindexter
P Spear Ranch Inc
34761 109th St
Ree Heights SD 57371

Dear Dr. Poindexter:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form you submitted for transferring a portion of Water Right No. 1038-3 to P Spear Ranch. A \$2.50 filing fee is required for filing an ownership change. My first letter may not have been clear with respect to payment of the fee.

Please submit a total of \$2.50. The check or money order for the fee can be made payable to the "Water Rights Program".

Once we receive the fee from you, Water Right No. 1038-3 will be divided and reissued to reflect separate ownership.

If I can answer any questions for you, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

Attachment to Water Right No. 1038-3

Water Right No. 1038-3 authorizes irrigation of 93.3 acres in portions of Sections 9, 10, 15 and 16, T113N, R70W.

On March 6th and March 28th, 2006, ownership changes were filed with the water right. Water Right No. 1038-3 has been divided and reissued to reflect separate ownership as follows:

- **No. 1038A-3, P Spear Ranch Inc.**, authorizes diversion of 1.05 cfs from an existing dam on Wolf Creek located in the NE ¼ NE ¼ Section 16, T113N, R70W to irrigate 73.4 acres in portions of Sections 9 and 10, T113N, R70W.
- **No. 1038B-3, Sandra Poindexter Revocable Trust**, authorizes diversion of 0.28 cfs from an existing dam on Wolf Creek located in the NE ¼ NE ¼ Section 16, T113N, R70W to irrigate 19.9 acres in portions of Sections 15 and 16, T113N, R70W.

Note: The storage dam is on land owned by Sandra Poindexter Revocable Trust and is included in Reissued Water Right Nos. 1038A-3 and 1038B-3.