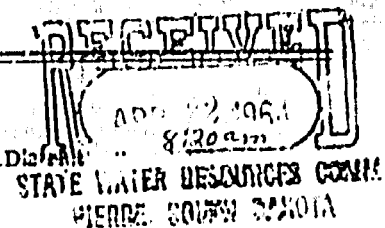


1099-3

1. Considered 7-15, 1964
2. Name of Applicant Adrian Gettre
3. Post Office Address Leola
4. Amount of Water Claimed .95 (max allowable)
5. Source of water supply Surface runoff (dry draw)
6. Water to be used for irrigation
Acres to be irrigated 6.9
7. Water to be diverted and used in McPherson County about
3E 2S Miles of Leola
8. Proof of Publication Received ~~RE~~ V
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____

10. Remarks:

No. 1099-3Water Division No. 3 James River
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT To appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant ADRIAN GEFERE
Postoffice address LEOLA, County MC PHERSON, 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 certificate 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, \$ _____ (c) Treasury stock, \$ _____
(d) Bonds to be issued, \$ _____ (e) Other resources, \$ Govt. cost share

2. Name of diversion work ADRIAN GEFERE WATER SPREADING SYSTEM #1
3. Amount of water claimed 1.5 cubic feet per second 24.1 cfs
4. Source of water supply Surface runoff
5. Location of point of diversion a point in the SE⁴ NW⁴ Section 26, T126N R67W on both bank McPherson 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? water spreading

- (a) Number of acres to be irrigated 67 acres.

- (b) Legal subdivisions to be irrigated _____

(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 in 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 132-3

8. Estimated cost of work:

(a) Head Gates, \$1000 (b) Pumping plant, \$-----
 (c) Fluming, \$250 (d) Canal-earth, \$350 Rock, \$-----
 (e) Other structures *Diversion Dam & Reservoir* \$1100 Total, \$-----

9. Description of diversion works:

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

Diversion Dam will divert water into several ditches & dikes

II. Dimensions of works.

(a) Dam: Height *45.0* feet; length at bottom *100* feet; length at top *100* feet; thickness at bottom *32* feet; thickness at top *12* feet; slope at front water face *3:1*; slope at back face *2:1*; material used in construction *Earth*

(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 *0.3* 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 ----- years.

11. Time required for complete application of water to the proposed beneficial use *5.4* years.

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

MCPHERSON COUNTY HERALD

STATE OF SOUTH DAKOTA

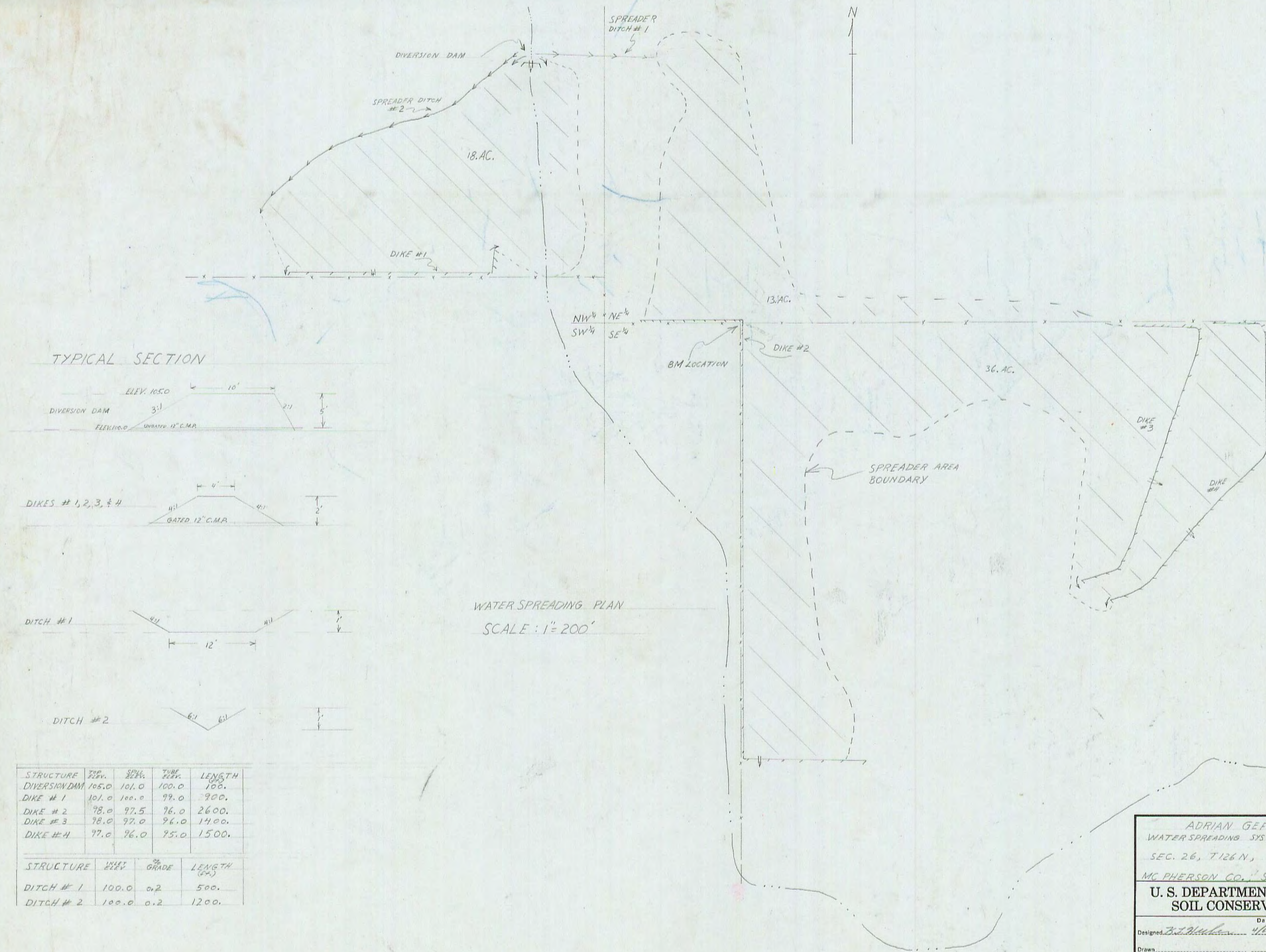
County of *MCPHERSON*

I, *ADRIAN GEFFRE*, 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 *17* day of *April* 19*64*

Raymond B. Mendenhall
 Notary Public (or other qualified officer.)



STRUCTURE	TOP ELEV.	SEW. ELEV.	TYPE	LENGTH
DIVERSION DAM	105.0	101.0	100.0	100.
DIKE # 1	101.0	100.0	99.0	700.
DIKE # 2	98.0	97.5	96.0	2600.
DIKE # 3	98.0	97.0	96.0	1400.
DIKE # 4	97.0	96.0	95.0	1500.

STRUCTURE	INLET ELEV.	% GRADE	LENGTH (FT.)
DITCH # 1	100.0	0.2	500.
DITCH # 2	100.0	0.2	1200.

ADRIAN GEFFRE
 WATER SPREADING SYSTEM NO. 1
 SEC. 26, T126 N, R67 W
 MC PHERSON CO., S.D.

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

Designed <u>B. J. Hulse</u>	Date <u>4/14</u>	Approved by _____
Drawn _____	Title _____	
Traced _____	Sheet _____	Drawing No. _____
Checked _____	No. _____	

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, July 17, 1964

This is to certify that the foregoing application was received by the Commission at 8:20 o'clock
a.m. upon the 22nd day of April, 1964

State Water Resources Commission

By:

Durston Jones
for Chief Engineer, Executive Officer

Number of permit 1099-3

Date of first receipt of application April 22, 1964

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 April 22, 1964

Approved July 15, _____, Recorded in Book 8 Page 217

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 15, 1967

2nd. The whole of said work is to be completed on or before July 15, 1969

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

July 15, 1973

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 .95 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 15, 1973, said water to be used during the following described annual period:

When available

Witness my hand this 17th day of July, 1964

State Water Resources Commission

By:

Robert Brainer
Chief Engineer, Executive Officer

Certificate of Construction Issued MARCH 7, 1967

Water License Issued MARCH 7, 1967

STATE OF SOUTH DAKOTA

WATER LICENSE No. 1099-3

WHEREAS, On the 22nd day of April A. D. 1964

Adrian Geffre

of Leola County of McPherson and State of South Dakota duly made application (No. 1099-3) to us for a permit to use .95 cubic feet per second of the waters of surface runoff County of McPherson, State of South Dakota, for irrigation purposes; and

WHEREAS, On the 17th day of July A. D. 1964 Permit No. 1099-3 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 15th day of July A. D. 1969 and for the application to beneficial use of said water on or before the 15th day of July A. D. 1973 and,

WHEREAS, On the 21st day of June A. D. 1966 the holder of said permit duly made proof of the completion of adequate works for the diversion of .95 cubic feet per second of said waters, as evidenced by our Certificate No. 1099-3 dated March 7, 1966 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use .95 cubic feet per second of water, with date of priority of April 22, 1954 and,

WHEREAS, On the 21st day of June A. D. 1966 proof was duly made of the application to beneficial use of .95 cubic feet per second of said water; for irrigating 67 acres in a portion of Section 26, T126N, R67W

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 **Adrian Geffre**
 of **Leola** the holder and owner of said permit No. **1099-3**
 a water right, dating from **April 22, 1964** to the use of **.95**
 cubic feet per second of the waters of **surface runoff**
 in the County of **McPherson** and State of South Dakota, or so much thereof as may be
 necessary for the purposes hereinbelow mentioned, to be diverted at **a point in the SE 1/4 NW 1/4 Section 26,**
T126N, R67W
 and conducted to and upon **portions of Section 26, T126N, R67W more specifically described**
in the Certificate of Completion of Works
 for the purpose of **irrigation**

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject, also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
 this **7th** day of **March** A. D. Nineteen
 Hundred and **Sixty-Seven**

State Water Resources Commission

By:

J. W. GRIMES
 Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c f s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

In Book _____ of _____ Page _____

Permit No. 1099-3Water Division No. 3 James River Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Adrian Geffre

of Leola, County of McPherson, and State of South Dakota, the holder of Permit No. 1099-3, issued upon Application No. 1099-3, bearing date of priority of April 22, 1964, authorizing the diversion of .95 cu. ft. per second of the waters of surface runoff

County of McPherson, State of South Dakota, at a point in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 26, T126N, R67W

for irrigation

purposes, has fully 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 .95 cu. ft.

per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: All in Section 26, T126N, R67W

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 18 acresS $\frac{1}{2}$ NE $\frac{1}{4}$ 13 "SE $\frac{1}{4}$ 36 "

Total - 67 "

Witness my hand this 7th day of March A. D. 1967

State Water Resources Commission

By:

J. W. GRIMES

Chief Engineer, Executive Officer

on or before June 18, 1964
(First Publication June 18, 1964)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., June 5, 1964

Notice is hereby given that Adrian Geffre whose postoffice address is Leola 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 ^{1.0} cubic feet of water per second of time from ~~the~~ a dry draw through the Adrian Geffre Waterspreading System #1, the point of diversion of which is to be located on the ~~xxx~~ both bank of said stream in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26 Twp. 126N Range 67W portions of. Said water to be used for the purpose of providing irrigation on the following described land:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ & SE $\frac{1}{4}$, Section 26, T126N, R67W

~~XXXXXX~~

~~XXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 15th day of July, 1964, 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: Walter Bowen, Publisher
McPherson County Herald
Leola, S. Dak.

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County McPherson } ss.

E. W. Bowen being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the McPherson County Herald 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 Leola County of McPherson and State of South Dakota; that the said notice was published in said newspaper on the following dates:

June 11, 1964

June 13, 1964

June 25, 1964

July 2, 1964

in each and every issue of the full number thereof, the first publication being made on the 11th day of June 1964 and the last publication on the 2nd day of July 1964, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was editor the printer and publisher of the said newspaper.

E W Bowen

Subscribed and sworn to before me this 3rd day of July A. D. 1964

J. J. Heikel
 Notary Public McPherson County, S. D.

APPROPRIATION OF WATER

Office of State Water Resources Commission, Pierre, S. D., June 6, 1964.

Notice is hereby given that Adrian Geffre whose postoffice address is Leola, 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 1.0 cubic feet of water per second of time from a dry draw through the Adrian Geffre Waterspreading System No. 1; the point of diversion of which is to be located on both banks of said stream in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26 Twp. 120N Range 67W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ & SE $\frac{1}{4}$ Section 26, T120N, R67W.
 This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 15th day of July, 1964, 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.

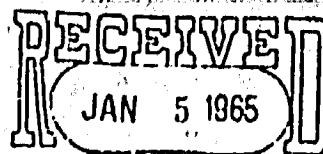
State Water Resources Commission

By:

BURTON F. JONES
 Water Right Specialist
 (June 11-18-25, July 2)

RECEIVED
 JUL 6 1964

STATE WATER RESOURCES COMM.
 PIERRE, SOUTH DAKOTA



Permit No. _____

STATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

Water Division No. _____ Water District _____

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) Leola, South(Date) 11/30/64

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the _____ day of _____
10_____, at Leola County of McC. Pk. & 150th State of South Dakota,
before _____ proof will be submitted of the application to beneficial use
(Examining Engineer or Officer)
of 95 cubic feet per second of the waters of _____
_____ In accordance with the terms and conditions of Permit No. 1099-3
heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are _____

Adrian Geffre, Leola, S. Dak.2. The use to which said water has been applied is Water spreading

3. The amount applied to beneficial use is _____

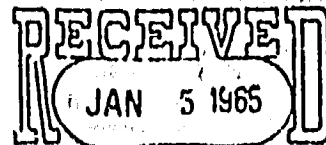
4. The place where said water is used is (If for irrigation, give full and accurate description of the lands irrigated) SE¹ NW⁴ - 18AC., S¹/₂ NE⁴ - 13AC., SE⁴ - 36AC.
All in sec. 26, T126N, R67W

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is _____

Adrian Geffre Water spreading System #16. The right to take the water from such works is based upon permit No. 1099-37. The source of supply from which such water is diverted is Surface runoff8. The date of priority which said user is prepared to establish is April 22, 1964

(Sign) _____

Adrian Geffre

Permit No. 1097-3STATE WATER RESOURCES COM. I.
PIERRE SOUTH DAKOTAWater Division No. 3James River Water District

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) Leola, S. D.(Date) 11/30/64

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the work for the diversion of

.75 cu. ft. per second of the waters of the state from Kanawha
through the Adrian Geffre water spreading system #1
for water spreading purposes

In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is ADRIAN GEFFRE

2. The postoffice address of such person or the place of business of such corporation is Leola
County of McPherson State of South Dakota

3. The number of such permit is 1097-3 and the date set for the completion of such work is
July 15, 1969

4. Said water to be used for water spreading purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is .75 cubic feet per second.

6. The amount of land for which said water is available is .67 acres,
particularly described as follows: SE 1/4 1/4 - 1800 SE 1/4 36 ac.
SE 1/4 1/4 13 all in section 26 T126N R67W

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners)

Permit No. 1099-3Water Division No. 3 James River Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that in accordance with your letter of authorization dated 19--, I have this day made a thorough examination of the diversion works constructed by Adrian Gelfre, of Leola, Ma. Peterson County, South Dakota, holder of Permit No. 1099-3, issued upon Application No. 1099-3, bearing date of priority of April 22, 1944, authorizing the diversion of 75 cu. ft. per second of the waters of surface runoff for irrigation purposes. I have to report on the condition of the same as follows:

The diversion works comprise:

Diversion dam and spreader ditch as shown on
water right map No. 732-3

and the system is in the following condition: Good

The point of diversion is located in the SE 1/4 NW 1/4 section 26,
T126N, R67W

The works are capable of diverting and conveying to the place of use 75 cu. ft. per second of water, which is to be used for spreader irrigation

The legal sub-divisions to be irrigated are: in section 26, T126N, R67WSE 1/4 NW 1/4 18 acresSE 1/4 36 acresS 1/2 NE 1/4 13 acrescomprising a total of 67 acres of land.

The domestic use intended comprises

The utilization for power, mining or other beneficial uses comprises:

Witness my hand, this 23rd day of June, A. D. 1944.

—SEAL—

Donald W. Russell
Examining Engineer.
Deputy Chief Engineer
Water Resources Commission