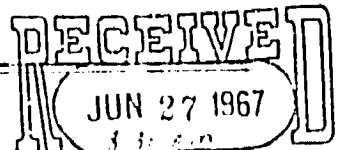


No. 1328-3AWater Division No. 3 Big Sioux River District
(Blanks to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

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

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

1. Name of applicant CHESTER Grazing Association
Postoffice address Chester, County LAKE, State South Dakota

I. If a corporation

- (a) Name of same Chester Grazing Association
(b) Date and place of incorporation Sept. 1966, Madison, So. Dak.
(c) Amount of capital stock None - non-profit
(d) Amount paid in None - except \$100. per member, membership fee \$5.00
per nominal unit - total \$465.00
(e) Names and addresses of directors

Garrett Spohn - ChesterMerlin Litch - ChesterLum Neff - Chester

(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)

by Contract through F.H. Manning

(b) Cash on hand, \$

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work Chester Grazing Assoc. Well #1
3. Amount of water claimed 2.5 - 0.84 Max cubic feet per second
4. Source of water supply Well
5. Location of point of diversion Sec. 15-105-51 (See map)
on bank LAKE County.
6. Annual period or periods during which water is to be used April 1 - Oct 1
7. To be used for:

I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?

- (a) Number of acres to be irrigated 176 acres.

(b) Legal subdivisions to be irrigated SE 1/4 + part of SW 1/4 Sec. 15-105-51

(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.)

Note: This application is for additional water only.

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 940-3

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.)

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 ----- years.
 11. Time required for complete application of water to the proposed beneficial use ----- years.
 12. Choice of newspaper for publication of notice of intention to appropriate -----
Madison Daily Leader, Madison, In. DAK.

STATE OF SOUTH DAKOTA

County of Lake ss.

I, Martin Lisch, 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 matter therein stated and shown are true.

Signed Walter Lisch (Secretary)

Subscribed and sworn to before me this 20 day of June 1962

Walter Lisch
 Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

Remarks by State Water Resources Commission:

This permit authorizes the use of up to 0.84 C.F.S. additional water from an existing well covered by water permit No. 1328-3.

This well is located near domestic wells which may obtain water from the same aquifer. If the well covered by this Permit to appropriate water depletes the domestic water supply, restrictions, to the extent necessary, of the capacity of this well or periods of operation or other arrangements will be required to protect the domestic water supply.

STATE OF SOUTH DAKOTA
County of Hughes ss.

Pierce, South Dakota, September 25, 1962

This is to certify that the foregoing application was received by the Commission at 8:30 o'clock A.M. upon the 22nd day of June, 1962.

State Water Resources Commission

By: Richard D. Schwaner
For Chief Engineer, Executive Officer

Number of permit 1328-3A

Date of first receipt of application June 22, 1962

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 22, 1962

Approved September 20, 1962, Recorded in Book 10 Page 1

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 0.84 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, 1962.

State Water Resources Commission

By: J. O. Grimes
Chief Engineer, Executive Officer

Certificate of Construction Issued 19

Water License Issued 19

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA }

County of Lake }

Grace M. Johnson of the City of Madison,
County of Lake, State of South Dakota, being first duly sworn on oath,
deposes and says:

The Madison Daily Leader is a daily legal newspaper of general circulation, printed and published in the City of Madison, in said County of Lake, by the Madison Daily Leader, Inc., Merrill D. Hunter, publisher, and has been such legal newspaper during the times hereinafter mentioned; that the said Madison Daily Leader has been in existence as such legal newspaper for more than one year prior to the publication of the notice hereunto attached, and has during all of said time had, and now has, more than 200 bona fide subscribers; that the undersigned, the affiant, is the

Bookkeeper of the said newspaper, in charge of the advertising department thereof and has personal knowledge of all the facts stated in this

affidavit and the advertisement headed

Appropriation of Water
printed copy of which hereunto attached, was printed and published in the said newspaper for four successive weeks, once each week and on the same day of the week, on the following dates, to-wit:

On Friday, the 4th day of August, 1967;
On Friday, the 11th day of August, 1967;
On Friday, the 18th day of August, 1967;
On Thursday, the 24th day of August, 1967;
On _____, the _____ day of _____, 19____;
On _____, the _____ day of _____, 19____;
On _____, the _____ day of _____, 19____;
On _____, the _____ day of _____, 19____;

That \$ 15.70 being the full amount of the fees for publication of the attached notice inures solely for the benefit of the publisher of the said newspaper; that no arrangement or understanding for a division thereof has been made with any other person and that no part thereof has been agreed to be paid to any other person whomsoever.

Grace M. Johnson
Subscribed and sworn to before me this 24th day of

August, 1967.

Edmund C. Collier
Notary Public, Lake County, South Dakota.

Aug. 4, 11, 18, 24
APPROPRIATION OF WATER
Office of State Water Resources Commission, Pierre, S. Dak., July 31, 1967.
Notice is hereby given that the Chester Grazing Association whose postoffice address is Chester, 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 0.84 cubic feet of water per second of time from Ground Water through the Chester Grazing Assoc. Well No. 1, the point of diversion of which is to be located in the NW¼ of the SE¼ of Section 15 Twp. 106N Range 51W. Said water to be used for the purpose of providing irrigation on portions of the following described land:
SE¼ and E½ SW¼, Section 15, T106N, R51W.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 24th 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
RICHARD SCHMOYER
Water Rights Specialist

RECEIVED
AUG 29 1967

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Publication Fees \$ _____

Notary Fees \$ _____

Total \$ _____

Received Payment,

On or before
(First Publication August 24 19 67)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., July 31 19 67

Notice is hereby given that the Chester Grazing Association whose postoffice address is Chester 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 0.64 cubic feet of water per second of time from the Ground Water through the Chester Grazing Assoc. Well #1, the point of diversion of which is to be located on the bank of said stream in the NW 1/4 of the SE 1/4 of Section 15 Twp. 105N Range 51W Said water to be used for the purpose of providing irrigation on the following described land:

SE 1/4 and E 1/4 SW 1/4, Section 15, T105N, R51W

~~xxxxxx~~ ~~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: Merrill D. Hunter, Publisher
Daily Leader
Madison, S.D.

~~XXXXXXXXXXXXXXXXXXXX~~

RICHARD SCHMOYER
Water Rights Specialist

Form 17 Transmittal of Water License

No. 1328-3 & 1328-3A

SOUTH DAKOTA

Water Resources Commission

STATE OFFICE BUILDING
PIERRE, SOUTH DAKOTA
57501

January 28, 1971

Mr. Earl P. Acheson, Secretary
Chester Grazing Association
Chester, South Dakota 57016

Dear Mr. Acheson:

Enclosed herewith are, Water License No. 1328-3, Certificate
of Construction, and Receipt No. 4 1645 in the amount of \$12.00
for the fee which you have paid.

Water License No. 1328-3 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.

Respectfully,

WATER RESOURCES COMMISSION

By:

J.W. GRIMES
Chief Engineer, Executive Officer

JWG/BFJ/lw

Encl: As stated

P.S. As was noted in our letter of December 22, 1970, the provisions
of Permit No. 1328-3A are incorporated into this Water License, and
Permit No. 1328-3A is cancelled.