

No. 134-3Water Division No. 32 James River District
(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 Maurice G. Hill (Sole Proprietor) Norland 11652
 Postoffice address Doland (R.R.), County Spink, State South Dakota

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)

Irrigation features, including irrigation well are completed and in operation

(b) Cash on hand, \$ _____

(c) Treasury stock, \$ _____

(d) Bonds to be issued, \$ _____

(e) Other resources, \$ _____

2. Name of diversion work Hill Well3. Amount of water claimed 2.22 cubic feet per second4. Source of water supply Well5. Location of point of diversion 90 feet West 39°25' North of Southeast Section Corner of Sec. 8, T. 116 N., R. 61 W. on bank Spink County.6. Annual period or periods during which water is to be used April 15 - November 1

7. To be used for:

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

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

(b) Legal subdivisions to be irrigated SE 1/4 of Sec. 8, T. 116 N., R. 61 W. - 160 acres

(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.) None

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use None
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 _____

On property owned by others 400 rods

Map No. 113-3

8. Estimated cost of work:

(a) Head gates, \$100.00...

(b) Pumping plant, \$4,500.00

(c) Fluming, \$.....

(d) Canal-earth, \$500.00...

Rock, \$.....

(e) Other structures Land Leveling.....\$3,000.00

Total, \$8,100.00

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.....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-FOOT CAPACITY

- (c)* Head gate: Width Gato valve with totalizing flow meter feet; height.....feet;
Material Steel

(d) Canal: Total length 1.39 miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At <u>0.00</u> Mile	<u>1.2</u> feet	<u>1.0</u> feet	<u>3-1</u> feet	<u>5.2</u> 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 0 years.11. Time required for complete application of water to the proposed beneficial use 3 years.12. Choice of newspaper for publication of notice of intention to appropriate Doland Times Record
Doland, South Dakota

STATE OF SOUTH DAKOTA

County of Miner

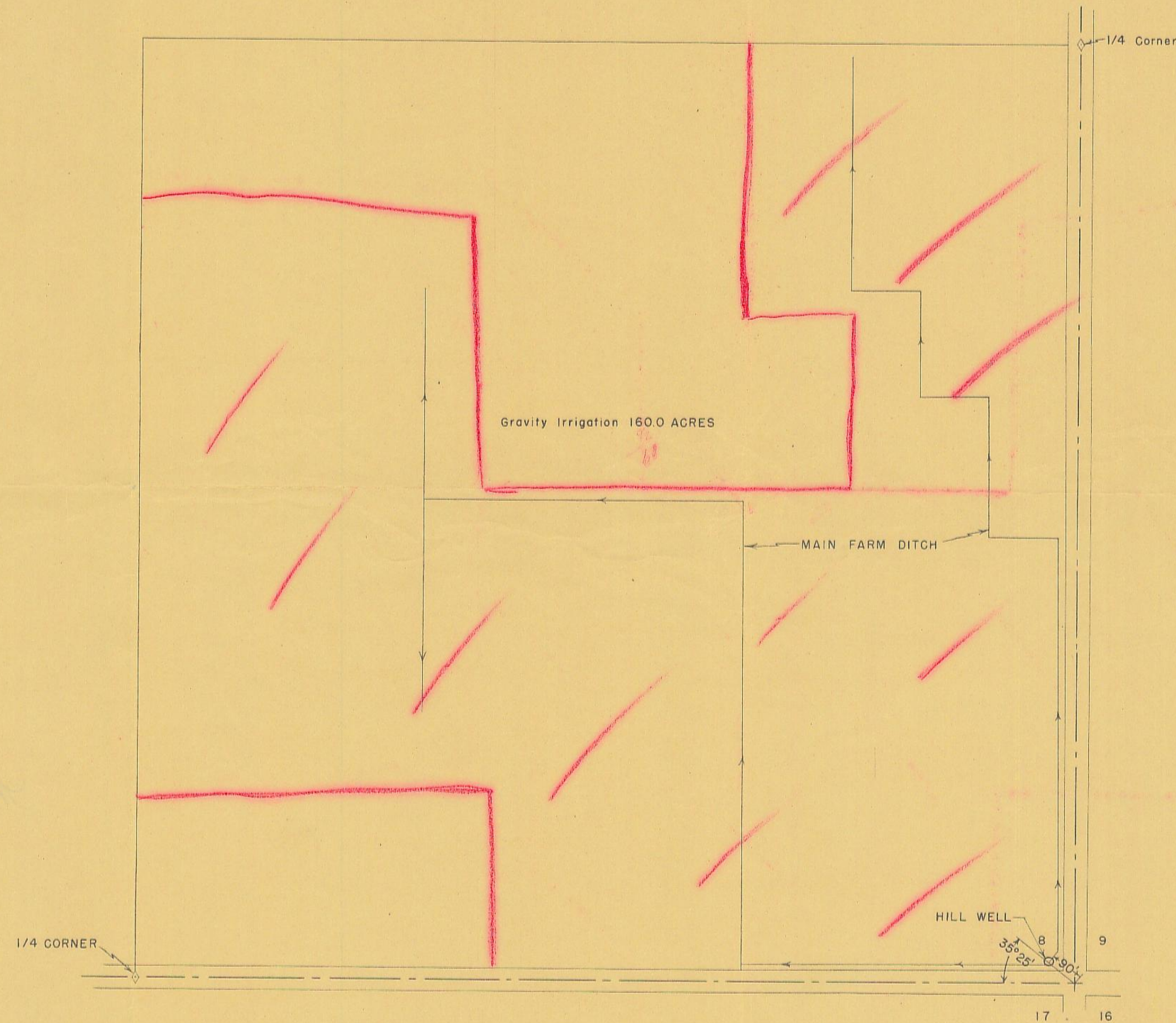
Maurice Y. Hall, being first duly sworn
on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have
read the above foregoing statement, examined the map accompanying the same, and that I know of my own
personal knowledge that the matters therein stated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

Signed Maurice Y. HallSubscribed and sworn to before me this 8 day of Dec 1951

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

MAP SHOWING LOCATION OF HILL WELL (POINT OF DIVERSION)
AND LANDS TO BE IRRIGATED WITH WATER DIVERTED FROM THIS WELL.
MAURICE G. HILL, OWNER



LEGAL SUBDIVISION AREA TO BE IRRIGATED:
S.E. 1/4 SECTION 8 T116N R 61W 160.0 ACRES
TOTAL 160.0 ACRES

LENGTH OF MAIN FARM DITCH 7340 FEET

SCALE: 1 INCH = 200 FEET

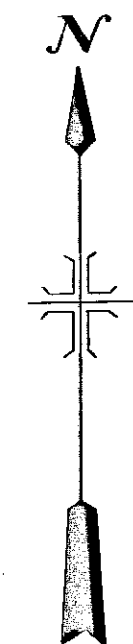
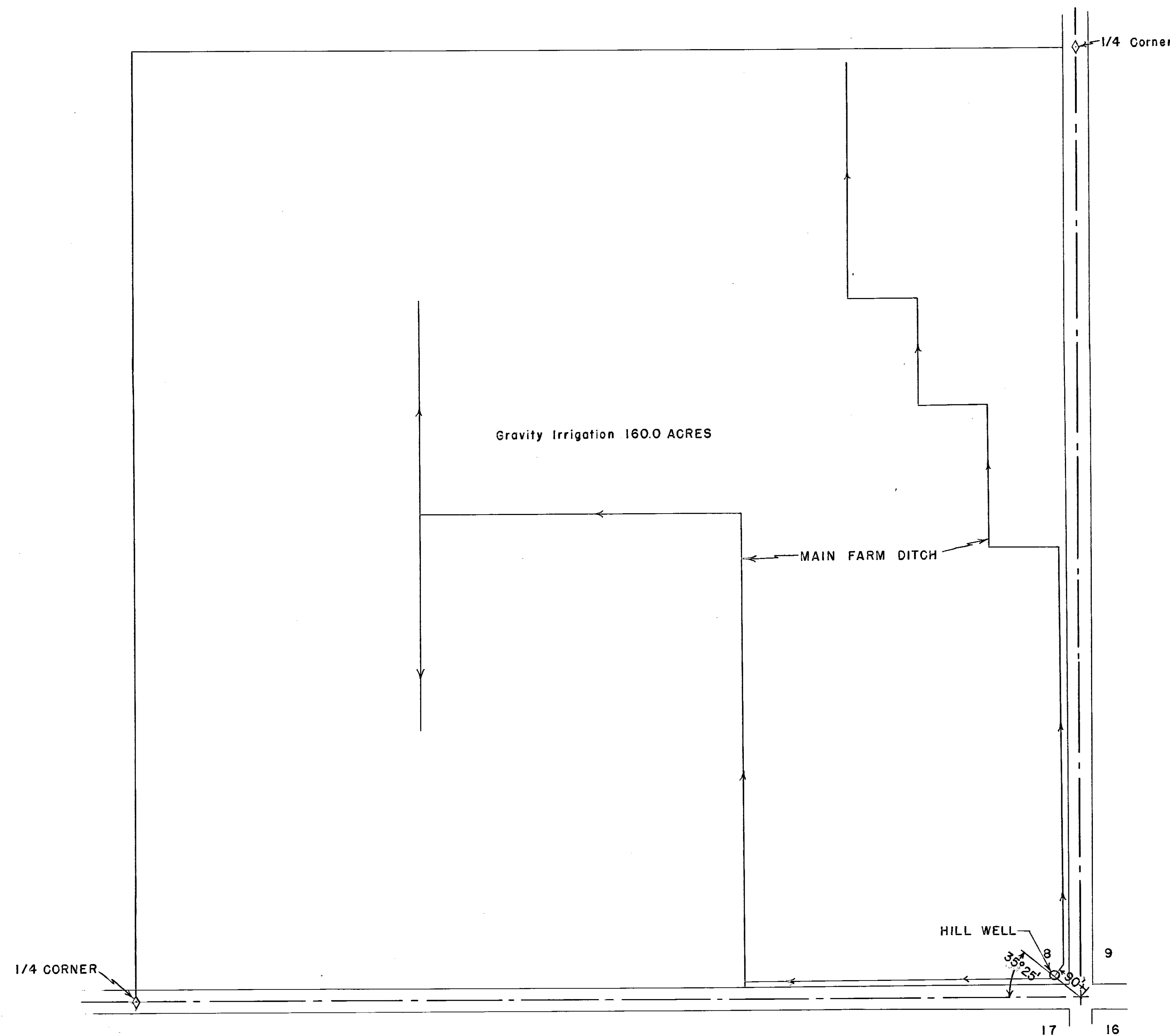
Certified Correct *M. E. Van Sledright*
Chief, Projects Development Division
Bureau of Reclamation, Department of Interior
Huron, South Dakota.

Subscribed and sworn to before me
this 21st day of November 1955

Anthony H. Costello
Notary Public for the State of South Dakota
Residing at Huron, South Dakota
My Commission expires February 9, 1956

Map No. 113-3
App. No. 134-3

MAP SHOWING LOCATION OF HILL WELL (POINT OF DIVERSION)
AND LANDS TO BE IRRIGATED WITH WATER DIVERTED FROM THIS WELL.
MAURICE G. HILL, OWNER



LEGAL SUBDIVISION AREA TO BE IRRIGATED:
S.E. 1/4 SECTION 8 T116N R 61 W 160.0 ACRES
TOTAL 160.0 ACRES
LENGTH OF MAIN FARM DITCH 7340 FEET
SCALE: 1 INCH = 200 FEET

Certified Correct M. E. Von Sagen
Chief, Projects Development Division
Bureau of Reclamation, Department of Interior
Huron, South Dakota.

Subscribed and sworn to before me
this 21st day of November 1955
Anthony H. Posters
Notary Public for the State of South Dakota
Residing at Huron, South Dakota
My Commission expires February 9, 1956

Remarks by State Water Resources Commission:

Water Right granted

STATE OF SOUTH DAKOTA

County of Hughes

ss.

Pierre, South Dakota, Dec 7, 1955

This is to certify that the foregoing application was received by the Commission at 1:00 o'clock A.m. upon the 19 day of Dec, 1955.

State Water Resources Commission

By:

J. C. Linn
Chief Engineer, Executive Officer

Number of permit 134-3

Date of receipt of application Dec 7, 1955

Date of return to applicant for correction, amendments or changes required as follows: 10

Date of receipt of corrected application 10

Date from which applicant may claim right June 12, 1955

Approved Dec 19, 1955, Recorded in Book 3 Page 96

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 10

2nd. The whole of said work is to be completed on or before 10

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is 1963 approved 5-9-62

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 2.22 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 Dec 19, 1955; said water to be used during the following described annual period:

April 15 through October 31

Witness my hand this 21 day of Jan, 1956

State Water Resources Commission

By:

J. C. Linn
Chief Engineer, Executive Officer

Certificate of Construction Issued January 21, 1956

Water License Issued 10

9. (continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation 36 inches,

Depth 77 feet

Type of casing Steel
(wood, concrete, steel, etc.)

Size of casing 12 inch, Thickness of casing 1/2 inch
Length of casing 36 feet. If collection gallery,
length, size, and depth of gallery _____.

(b) Screens

Type of perforated screen slot wire wound No. 100

Size of perforated screen 12 inch, 40 feet
(diameter) (length)

Thickness of gravel pack 12 inch, length of gravel
pack 62 feet.

(c) Water Bearing Materials

Distance to water 14 feet.

Character of water bearing materials Sand and
some gravel

Thickness of water bearing material 61 feet

(d) Pump and Motor

Type of pump Turbine
(centrifugal, propellor, mixed flow, etc.)

Name of pump Jacuzzi, size 10 inch

Kind of motor gasoline
(gasoline, electric, diesel, etc.)

Horsepower 27.8

Name of motor Allis Chalmers

(e) Complete well

Capacity 2.22 c.f.s. at drawdown of 11 feet

Estimated cost \$2,500.00

(f) Owner of land upon which well is located _____
Name

Maurice G. Hill, Doland, South Dakota
Address

(g) Distance to nearest existing wells

On same Owner's property 100 rods

On property owned by others 100 rods

STATE OF SOUTH DAKOTA

WATER LICENSE No. 134-3

WHEREAS, On the 9th day of December A. D. 1955
MAURICE G. HILL

of Doland County of Spink and State of
South Dakota duly made application (No. 134-3) to us for a permit to use 2.22
cubic feet per second of the waters of ground water
County of Spink, State of South Dakota, for irrigation
purposes; and

WHEREAS, On the 19th day of December A. D. 1955
Permit No. 134-3 was issued to said applicant recognizing
for the diversion of said water, ~~and providing for~~ the
completion of the works of diversion therein described ~~and providing for~~
and providing ~~and providing for~~ for the application to beneficial use of said
water on or before the 19th day of December A. D. 1963
and,

WHEREAS, On the 9th day of December A. D. 1955
the holder of said permit duly made proof of the completion of adequate works for the diversion of 2.22
cubic feet per second of said waters, as evidenced by our Certificate No. 134-3
dated January 21, 1956 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 2.22 cubic feet per second of water, with date of
priority of June 12, 1954 and,

WHEREAS, On the 15th day of April A. D. 1966
proof was duly made of the application to beneficial use of 1.3 cubic feet per second of said water;
for irrigation of 92 acres in the SE1/4, Section 8, T116N, R61W

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 Maurice G. Hill
of Doland the holder and owner of said permit No. 134-3
a water right, dating from June 12, 1954 to the use of 1.3
cubic feet per second of the waters of ground water
in the County of Spink and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinbelow mentioned, to be diverted at a point W 35° 25' N, 90 feet from
the SE corner, Section 8, T116N, R61W
and conducted to and upon a portion of the SE 1/4, Section 8, T116N, R61W

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 10th day of May A. D. Nineteen
Hundred and Sixty-Six

State Water Resources Commission

By:

J. W. GRIMES
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Ac't _____ c. f. s. _____

Point of Diversion _____

Place of Use _____

Use _____

Date of Priority _____

Recorded _____

in Book _____ of _____ Page _____

Permit No. ~~134-3~~Water Division No. ~~3~~ ~~James River~~ Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify. That Maurice G. Hill

of Doland, County of Spink, and State of South Dakota, the holder of Permit No. ~~134-3~~, issued upon Application No. ~~134-3~~, bearing date of priority of June 12, 1954, authorizing the diversion of 2.22 cu. ft. per second of the waters of ground water County of Spink, State of South Dakota, at a point W 35° 25' N, 90 feet from the Southeast Corner of Sec. 8, T. 116N, R. 61W, for irrigation

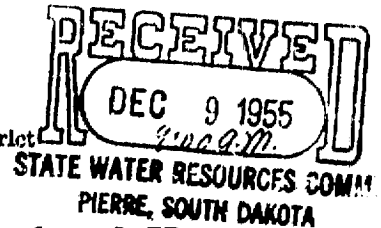
purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are found in satisfactory condition for diverting and conveying to the place of intended use _____ 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: SE 1/4, Sec. 8, T. 116N, R. 61W - 160 acres

Witness my hand this 21st day of January A. D. 1956

State Water Resources Commission

By:

J. W. Grimes, Chief Engineer, Executive Officer

Location No. 116-7Water Division No. 2Water District 1

Proof of Application of Water to Beneficial Use

PETITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Maurice G. Hill, Doland, South Dakota - farmer

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent,) your position with reference to same, and your authority for appearing in its behalf.

Ans. Does not apply

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Source of water is a well located 90 feet west and 39°25' north of the south-east section corner of Sec. 8, T. 116 N., R. 61 W., in Spink County

Ques. 5. Describe your works of diversion giving length and height of each dam and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use, and date of completion of same.

Ans. The pump delivers 2.22 cubic feet per second and water is conveyed by ditch to place of use on the farm. The well was completed June 12, 1954.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Water is used for irrigation. Approximately 31 acres in the SE $\frac{1}{4}$ of Sec. 8, T. 116 N., R. 61 W., have received irrigation water from this well.

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. Does not apply

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. One acre-foot of water per year for each acre to be irrigated.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent, the water diverted under above mentioned permit has been used.

Ans. 20.5 acre-feet were applied to 31 acres in 1954 and 40.8 acre-feet to the same acreage in 1955. The water was applied to gravity irrigation methods.

(Sign) Maurice Hill

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Soleau, County of Spink

State of South Dakota, on this 8 day of June A. D. 1955

Witnesses. Infamy Public

I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Howard Ballenger
Francis Coats

Location No.-----	
PROOF OF APPLICATION OF WATER TO BENEFICIAL USE	
PETITION OF HOLDER	
Amount of Water ----- c. f. s.	
Source -----	
County -----	
Purpose -----	
Place of Use -----	
Date of recording -----	
Received and filed -----	

APPLICATION FOR EXTENSION OF TIME FOR COMPLETING WORKS

To the State Water Resources Commission
Pierre, South Dakota

April 30, 1962
(date)

Dear Sirs:

I hereby request that an extension of time from April 30, 1962
to _____ be granted me for the completion of works to be done under Permit No.
134-3 and that the time for proof of beneficial use of water be extended to Dec 19, 1963

Said works are located in Spink County and are described
as follows:

Location of headworks: In the S.E. $\frac{1}{4}$ of the _____ $\frac{1}{4}$
of Section 8 Township 116 Range 61
E., B.H.M.

The water is to be used for the purpose of Irrigation

The extension of time for the completion of these works is requested for the following reasons:

Lack of Labor & Capital

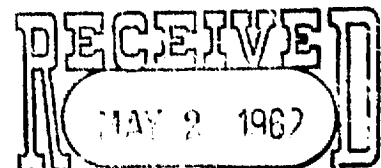
APPROVED:

State Water Resources Commission

By:

Chief Engineer, Executive Officer

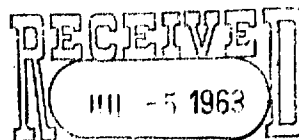
Maurice G. Hill
Holder of Permit No. 134-3



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Permit No. 134.3

Water Division No. _____ Water District _____

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

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.)

Doland J. Oak

(Date)

July 5, 1963

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

DEAR SIR: Notice is hereby given that on the 5 day of July, 1963, at Doland County of Spink State of South Dakota, before Water Resources Comm proof will be submitted of the application to beneficial use of 2.22 cubic feet per second of the waters of ground water in accordance with the terms and conditions of Permit No. 134.3 heretofore issued by the Water Resources Commission of South Dakota.

- The name and postoffice address of the person or corporation holding said permit are Maurice G. Hill Doland J Oak
- The use to which said water has been applied is irrigation
- The amount applied to beneficial use is 2.2 cubic ft per second
- The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) SE 4, sec 8, T116 N, R. 61 W
- The name of the canal or ditch or other works by which said water is conducted to such place of use is Hill well
- The right to take the water from such works is based upon permit No. 134.3
- The source of supply from which such water is diverted is ground water
- The date of priority which said user is prepared to establish is Jun. 12, 1955

(Sign)

Maurice G Hill

Permit No. 134-3Water 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 _____
Maurice G. Hill, of Spink _____
 _____ County, South Dakota, holder of Permit No. 134-3, issued
 upon Application No. 134-3, bearing date of priority of June 12, 1954, authorizing the
 diversion of 2.22 cu. ft. per second of the waters of groundwater for Irrigation
 purposes. I have to report on the condition of the same as follows:

The diversion works comprise: One well, twelve inches in dia., (casing)
90 feet deep w/a 30' screen on bot. Well draws
down twelve feet when at maximum pumping of
1000 g.p.m. One Jacuzzi 6" ext. pump mod. No. L15XC12 BB2
Spec. No. T130B powered by an Allis Chalmers power unit (Motor
rated @ 25 H.P. 1 1/4 miles of 8" main ditch
 and the system is in the following condition: Good

The point of diversion is located 90 feet west 25° 25' North of Southeast
section corner of Sec. 8 T46N R61W
2.23 cfs

The works are capable of diverting and conveying to the place of use 1000 g.p.m. cu. ft. per second of water,
 which is to be used for Irrigation

The legal sub-divisions to be irrigated are: Area in the SE 1/4 of Sec. 8
T46N R61W. As noted in red on the
water rights map accompanying the
water right application, totaling 92 acres
 comprising a total of 92 acres of land.

The domestic use intended comprises _____

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

Witness my hand, this 15 day of April, A. D. 1966.

—SEAL—

William H. J. Miller
 Examining Engineer.

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 6959

PIERRE, July 23, 1979

RECEIVED OF Norland R. Hofer, Doland, SD 57436
the following amount in fees for services rendered as provided for by law:

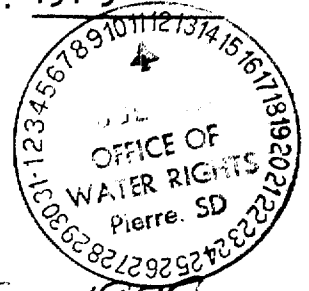
Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting Construction, and issuing Cert. of Construction No.		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing transfer of water right No. 134-3	2	50
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for (any other work as provided by law)		
TOTAL	2	50

WATER RIGHTS COMMISSION

By John Hatch
Chief Engineer, Executive Officer
JOHN HATCH gy

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights Commission
Foss Building
Pierre, SD 57501

Date: June 28, 1979

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

SE $\frac{1}{4}$ Section 8, T116N, R61W (92 acres)

formerly owned by Wilma D. Hill, Doland, SD 57436

has been transferred to Norland Hofer, RR, Doland, SD 57436

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 134-3 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 Office of Water Rights Commission 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 Spink) ss.

I, NORLAND HOFER 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.

Norland B. Hofer
(Signed)

Subscribed and sworn to before me this 28 Day of June 1979.

H. R. Wood
(Notary Public)



Department of Water & Natural Resources

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

WATER RIGHTS DIVISION
(605) 773-3352

134-3
4699-3

April 3, 1987

Wilma Hill
HCR 1, Box 1
Doland, South Dakota 57436

Dear Ms. Hill:

Please find enclosed copies of Notice of Transfer of Water Permit forms. These forms must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50 for each transfer, total of \$5.00.

Upon receipt of the enclosed forms and the \$2.50 filing fee for each, the permits will be transferred to the proper name. 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.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc. 2

NO. 134-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: April 6, 1987

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

92 acres - SE $\frac{1}{4}$ Section 8, T116N-R61W

formerly owned by Norland Hofer, Box 402, Doland, SD 57436

has been transferred to Wilma Hill, HCR 1, Box 1, Doland, SD 57436

(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 134-3 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.

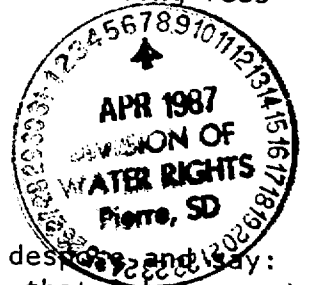
STATE OF SOUTH DAKOTA)
County of Spink) ss.

I, Mrs. Wilma D. Hill 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.

Mrs. Wilma D. Hill
(Signed)

Subscribed and sworn to before me this 6th Day of April, 1987.

Marla Ann Starn
(Notary Public)



RECEIPT
Division of Water Rights
South Dakota Department of Water and Natural Resources

Pierre, _____ April 7, 19 27

RECEIVED OF Willna Hill, HCR 1, Box 1, Doland, SD 57436

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 _____ 134-3	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 (CH)



Department of Water & Natural Resources

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

WATER RIGHTS DIVISION
(605) 773-3352

134-3
4699-3

April 30, 1987

Wilma Hill
HCR 1, Box 1
Doland, South Dakota 57436

Dear Ms. Hill:

Enclosed are receipt Nos. 410809 and 410810 in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 134-3 and 4699-3.

Our records now show you as the owner of these Water Rights.

Sincerely,

Maxine Stirling
Secretary

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 WATER RIGHTS described as follows:

SE $\frac{1}{4}$ Section 8, T116N, R61W

formerly owned by Wilma Hill

has been transferred to Daryle Starr, RR 1, Box 42, Frankfort, SD 57440
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 134-3 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 Spink) ss.

I, Daryle Starr 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.

Daryle Starr
(Signed)

Subscribed and sworn to before me this 4th Day of November, 1988.

Marla Ann Starr
(Notary Public)

RECEIPT

Division of Water Rights
South Dakota Department of Water and Natural Resources

Pierre, November 2, 1986

RECEIVED OF Daryl Starr, RR 1, Box 42, Frankfort, SD 57440

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 <u>134-3</u>	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____	2	50
(Any Other Work Provided by Law)	Total	

By John Hatch
Chief Engineer JOHN HATCH 1152

DATE MICROFILMED
CAMERA OPERATOR

No. 134-3

**South Dakota Department of
Water & Natural Resources**

Joe Foss Building Water Rights Division
Pierre, South Dakota 57501

Phone (605) 773-3352

November 15, 1988

Daryle Starr
Box 42
Frankfort, South Dakota 57440

Dear Mr. Starr:

Enclosed is receipt No. 411480 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 134-3.

Our records now show you as the owner of this Water Right.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

WNR-821-7/79

Receipt & Notice of filing of Transfer of Water Right

South Dakota
Department of
Water & Natural Resources

Joe Foss Building
623 East Capitol
Pierre, South Dakota 57501-3101

September 21, 1988

NOTICE

Daryle Starr
Box 42
Frankfort SD 57440

Dear Mr. Starr:

I am writing to notify you that pursuant to the Notice of Intent to Validate Vested Water Right Claims dated June 20, 1988 that I intend to oppose validation of your water right claim No(s). 134-3 until a field inspection has been completed. The claim has either never been inspected or an inspection was conducted so long ago that a new inspection is needed. An inspection is needed to determine the current state of your vested water right claim.

A staff member from the Division of Water Rights will be contacting you and scheduling an inspection of your water project. If we can answer any questions, please contact us.

Very truly yours,

for *Delwin H. Bragg*
JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352



Water Rights Division - DWR
Conversation or File Documentation

File No. 134

NAME OF PERSON OR FILE: Darryle Starr
ADDRESS: P.O. Box 42, Frankfort, SD 57440 COUNTY Spink
DATE: 7-26-88 TELEPHONE (605) 772-1368
RE: Inspection of Vested Right 134-3

COMMENTS:

On 7-26-88 I inspected Vested Right Claim No. 134-3 for Darryle Starr to determine the status of the permit. The Vested Right was license for 92 acres (13 cfs) to gravity irrigate from a well located near the SE corner of the SE $\frac{1}{4}$ of Sec. 8, T16N, R61W. Presently there is a center pivot on the land irrigating 160 acres from a well in the center of the SE $\frac{1}{4}$. This added diversion rate and acreage has been taken care of by Permit No. 4699-3. An inspection by Jim Wendte of the water rights staff on 10-14-88 revealed that a corner system center pivot was being operated which covered 28 acres in the SW $\frac{1}{4}$ of 8-116-61 which was not covered under Vested Right 134-3 or 4699-3.

An application to add the 28 acres was received from Mr. Starr on 11-4-88. The soil/water compatibility application for the new acreage has not been received. I spoke with Jim Stukel about this permit and he stated that a new water sample must be sent in to check with the ~~new~~ added 28 acres. The well is the same one

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Thomas M. Brumley

Water Rights Division - DWR
Conversation or File Documentation

File No. 4697-3
(607)

NAME OF PERSON OR FILE: _____
ADDRESS: _____ COUNTY _____
DATE: _____ TELEPHONE _____
RE: _____

COMMENTS:

which was used for soil/water compatibility approval back in 1981. Mr. Stukel said the water sample analysis from this well was conducted in 1979 and that too much time has passed to use the same water sample for this new application. He stated that some other wells in the area have shown increased ^{water} conductivity over the years.

Thus, the new permit application is being held up because Mr. Starr has not sent in the needed water sample for soil/water compatibility analysis. The present use of the lands does not match the license for Vested Right 134-3, but the changes have been taken care of by Permit No. 4697-3 & the new application.

I called Mr. Starr on 8-25-89 and told him that his permit for the additional 28 acres is being held up because he has not sent in his water sample for soil/water compatibility. He understood and said he would send it in soon.

File in Permit or other File as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Thomas M. Brantley

Water Rights Division - DWR
Conversation or File Documentation

4/10/11
File No. 4
134
(6, 1)

NAME OF PERSON OR FILE: _____
ADDRESS: _____ COUNTY _____
DATE: _____ TELEPHONE _____
RE: _____
COMMENTS:

Usted Right Claim No. 134-3 should be validated
for 1.3 cfs & 92 acres in the SE 1/4 of Sec. 8,
T11N, R6W described on the original water
license. The diversion point has changed and
additional acres have been added which are
covered under 4699-3 & the present permit,
which has not been given a number yet.

File in Permit or other file as necessary. Use to document conversations and
what the other party was told; why action or decision was made.

SOUTH DAKOTA

VESTED WATER RIGHT NO. 134-3 FOR IRRIGATION

Date of Receipt of Claim December 9, 1955.

Date of Validation September 30, 1992.

The Water Management Board validated Vested Water Right Claim No. 134-3 for irrigation purposes for Daryle Starr, RR 1, Box 42, Frankfort, South Dakota, 57440 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 134-3 appropriates 1.3 cubic feet per second of water from a well to irrigate 92 acres. The point of diversion is located in the SE1/4 Section 8, T116N, R61W. The irrigated lands are located in the SE1/4 Section 8, T116N, R61W.
2. The appropriation may not exceed the amount of water needed for beneficial use for irrigation. The appropriation may not exceed 3 acre feet per irrigated acre per year. Water is to be used during the following annual period: April 15 to November 1.
3. The priority date of the Vested Water Right is: June 12, 1954
4. The water use system has been constructed and water has been applied to beneficial use.
5. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: *J. M. B. T. H.*
Chief Engineer

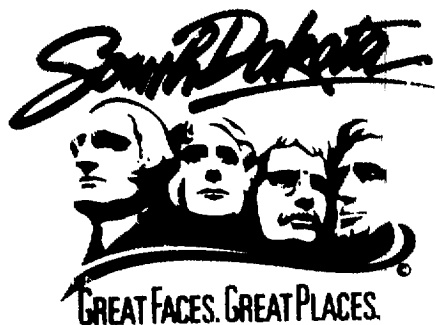
MAR 11 1993

date

Division of Water Rights
Dept. of Environment and Natural Resources

Note: Vested Water Right No. 134-3 has been incorporated into Water Permit No. 4699-3.

134-3



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

MAR 11 1993

Daryle Starr
RR 1, Box 42
Frankfort SD 57440

Dear Mr. Starr:

The Water Management Board has validated the enclosed Vested Water Right No. 134-3. This validation gives legal status to the claim and is the final document for your vested right.

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

Very truly yours,

A handwritten signature in black ink, appearing to read 'John Hatch', is written over a horizontal line.

JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosure



134-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

SEP 17 1993

5529-3

Daryle Starr
RR 1, Box 42
Frankfort, SD 57440

Dear Mr. Starr:

Enclosed is Water License No. 5529-3. This is the final water right document completing your process of obtaining a Water Right. Enclosed is Receipt No. 412838 in the amount of \$50.00 which you paid for the inspection and issuance of the Water License.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5529-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

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. If you have any questions, please contact our office.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352

gm
enclosures

NOTE: The applicable portions of Vested Right No. 134-3 and Water Permit No. 4699-3 have been incorporated into this Water License No. 5529-3.