

Water Right Number 1873-3

1. Considered May 19, 1971
2. Name of Applicant Edward C. Martin
3. Post Office Address Ft. Thompson, S.D.
4. Amount of Water claimed 6.95
5. Source of Water supply Missouri River
6. Water to be used for irrigation

Acres to be irrigated 480.00

7. Water to be diverted and used in Buffalo County
about 3N 3W 34 Thompson miles of

8. Proof of Publication Received JE 5.20.71

Not Received

9. Application Approved

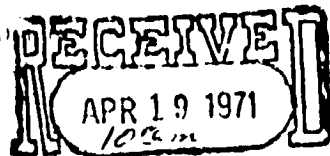
Subject to

Not Approved

Action Deferred

10. Remarks: 4-5-82

*note on outside of permit -
combine with restoration
to be done (7-4-79 date)*

No. 1873-3
 Map No. 1328-3 Water Division No. 3 MISSOURI RIVER
 (Blanks to be filled by the Engineer for the W. R. C.)


APPLICATION FOR PERMIT

 SOUTH DAKOTA WATER RESOURCES CENTER
 PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE: Draw a line through items not applicable)

1. Name of Applicant Edward C. Martin
 Postoffice address Fort Thompson State South Dakota
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) direct labor
3. Name of diversion work MARTIN #2
4. Amount of water claimed (cubic feet per second) 6.95
5. Source of water supply Lake Sharpe MISSOURI RIVER
6. Location of point of diversion Southwest (SW) corner of the Northwest Quarter (NW $\frac{1}{4}$) of Section 7, Township 107-N, Range 72 West.
Buffalo County, South Dakota
7. Annual period or periods during which water is to be used May 1 -- September 30
8. Use to be made of water (Irrigation, industrial, municipal, commercial, recreation, etc.) irrigation
9. For irrigation use, Total number of acres to be irrigated 480

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.
SW $\frac{1}{4}$ of Sec. 6, T107N, R. 72W	160
W $\frac{1}{2}$ of SE $\frac{1}{4}$, Sec. 6, T107N, R72W	80
NW $\frac{1}{4}$ of Sec. 7, T107N, R. 72W	160
W $\frac{1}{2}$ of NE $\frac{1}{4}$ of Sec. 7, T107N,	80

R. 72W Attach sheet if more space is needed

Land Description	No. Acres Irr.

10. Time required to complete construction of water supply system 2 years. Additional time required to complete application of water to the proposed beneficial use none 4 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication CAPITOL JOURNAL, PIERRE
12. Principal Features of the Proposed Water Supply System

A. Works proposed to divert water from its natural source:

Combustion engine and pump

B. Works proposed to transport water to place of use:

Pipe

C. Works proposed to apply water to beneficial use:

Pivot circular irrigation system

Estimated Total Cost \$ 25,000.00
 Attachment: Attach Form 2A if diversion from a well or dugout, or if storage of water is proposed. Attach map
 (See instructions concerning preparation.)
STATE OF SOUTH DAKOTA)
) ss.County of Buffalo)I, Edward C. Martin the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary constructionSigned Edward C. MartinSubscribed and sworn to before me this 16th day of April 19 71
Donald A. Wagner
 Notary Public (or other qualified officer)

 Donald A. Wagner
 Notary Public, Buffalo County
 My commission Expires January 10, 1974

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1873-3EDWARD C. MARTIN
(Applicant)FORT THOMPSON
(Post Office Address)SOUTH DAKOTA
(State)

With the following modifications:

Date of first receipt of application APRIL 19, 19 71Date of return to applicant for correction, amendments or changes required —, 19 —Date of receipt of corrected application —, 19 —Approved MAY 19, 19 71, Recorded in Book 12 Page 258WATER RIGHT PERMIT NO. 1873-3The Water Resources Commission hereby grants and issues this Water Right Permit No. 1873-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is APRIL 19, 19 71
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 19, 19 73
3. The whole of said work is to be completed on or before MAY 19, 19 76
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 19, 19 80
5. The water appropriated shall be used for the purpose of IRRIGATION
6. 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.
7. The amount of the appropriation herein granted shall not exceed 6.95 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and 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 MAY 19, 19 80; said water to be used during the following described annual period: MAY 1 - SEPTEMBER 30

Witness my hand this 21ST day of SEPTEMBER, 19 73

WATER RESOURCES COMMISSION

By:

Donald D. Quirk
Chief Engineer, Executive OfficerCertificate of Construction Issued —, 19 —Water License Issued —, 19 —

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 1

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Hughes) ss.

I, John H. Hinkle hereby

certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Daily Capital Journal

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 Pierre

County of Hughes and State of South Dakota;
that the said notice was published in said newspaper on the following
four dates:

April 21, 1971

April 28, 1971

May 5, 1971

May 12, 1971

John H. Hinkle
(Signature)

Business Manager
(Title)

May 12, 1971
(Date Signed)

LEGAL NOTICES

No. 2003 - 4 t dly - April 21 -
28 - May 5- 12

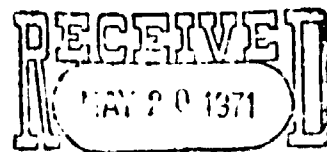
NOTICE
INTENT TO APPROPRIATE
WATER
No. 1873-3

Pierre, South Dakota 57501
April 19, 1971

Notice is hereby given that
Edward C. Martin whose post
office address is Ft. Thompson,
South Dakota, has made an ap-
plication in accordance with the
provisions of the water laws of
South Dakota for a permit to ap-
propriate for beneficial use 6.95
cubic feet of water per second
of time from the Missouri River
through the Main No. 2, the
point of diversion of which is to
be located in the SW¹/₄ NW¹/₄ of
Section 7, Twp. 107N, Range 72W.
Said water to be used for the
purpose of providing irrigation on
the following described land:
SW¹/₄ and W²/₂ SE¹/₄, Section 6;
NW¹/₄ and W¹/₂ NE¹/₄, Section 7,
all in T107N, R72W.

This application No. 1873-3
will be considered by the Water
Resources Commission at their
office at Pierre upon the 19th
day of May, 1971, at 2:00 P.M.
All interested persons may ap-
pear and be heard.

WATER RESOURCES
COMMISSION
By: BURTON F. JONES
Water Rights Specialist



BLUE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

1873-3

Publish first publication, on or before April 26, 1971

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 19, 1971

Notice is hereby given that Edward C. Martin
whose post office address is Ft. Thompson, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
6.95 cubic feet of water per second of time from the Missouri River through the
Martin & Co., the point of diversion of which is to be located in the _____

SW 1/4 NW 1/4
of Section 7, Twp. 107N, Range 72W. Said water to be used for the purpose
of providing irrigation on the following described land:

SW 1/4 and W 1/2 SE 1/4, Section 6; NE 1/4 and W 1/2 NE 1/4, Section 7, all in T107N, R72W

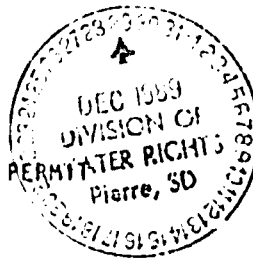
This application No. 1873-3 will be considered by the Water Resources Commission at their office at
Pierre on the 19th day of May, 1971, at 2:00 P. M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

DURTON F. JONES
Water Rights Specialist

cc: D.A. Hogger, 227 E. Capitol, Pierre, S.D. 57501



NO. 1873-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: December 28, 1989

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

SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 6, and NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 7, T107N, R72W

formerly owned by Edward C Martin

has been transferred to William E. Martin, Sr. HCR 69 Box 1 Fort Thompson, SD
(please include complete mailing address) 57339
together with any rights to the beneficial use of water thereon as evidenced by

Water ~~Right~~ Permit No. 1873-3 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 Brule) ss.

I, William E. Martin 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.

William E. Martin
(Signed)

Subscribed and sworn to before me this 27 Day of December, 1989

Ray D. Busch
(Notary Public)
7/11/97

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

411910

Pierre, December 29, 1999

RECEIVED OF William E. Martin Sr., HCR 69 Box 19, Ft Thompson, SD 57339

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 Water Permit No. 1873-3

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

2 50

By John D. Block
Chief Engineer

 **Department of
Water & Natural Resources**

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

January 12, 1990

1135-3
1873-3

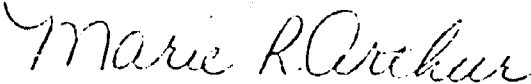
William E. Martin Sr.
HCR 69 Box 10
Ft. Thompson, SD 57339

Dear Mr. Martin:

Enclosed are Receipt Nos. 412009 and 412010 in the amount of \$2.50 each which you paid for transfer of Water Permit Nos. 1135-3 and 1873-3.

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

Sincerely,



MARIE R. ARTHUR
Secretary
Water Rights Division
(605) 773-3352

enclosure





1873-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

AUG 8 1997

4833A-3

William Sr., & Michele Martin
HCR 69 Box 10
Et Thompson, SD 57339

Dear Mr. & Mrs. Martin:

Enclosed is your Water License No. 4833A-3 and Receipt No. 414934 in the amount of \$2.50 which you paid for filing a transfer on portions of land described in No. 4833-3. Water Right No. 4833-3, issued to the Northwest Irrigation District, has been divided and reissued as follows:

- No. 4833A-3, William E. Martin Sr., and Michele Martin, authorizing diversion of 9.22 cfs from the Missouri River to irrigate 661 acres;
- No. 4833B-3, Gretel Chatterson, authorizing diversion of 17.6 cfs from the Missouri River to irrigate 1,232 acres;
- No. 4833C-3, Rocky Creek Limited Partnership, a South Dakota limited partnership, authorizing diversion of 10.3 cfs from the Missouri River to irrigate 722 acres

The applicable portions of Water Right No. 1135-3 and Water Permit Nos. 1873-3 and 2023-3 were incorporated into Water License No. 4833A-3.

As long as you use the water beneficially as stated in the water license, South Dakota Water Laws provide that you have a continuing right to the use of the water. If you have any questions concerning your water license, please contact us.

Very truly yours,

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

enclosures