1991-3

1. Considered JULY 18, 1973
2. Name of Applicant CHARLES A. CANNON III
3. Post Office Address SIOUX CITY, IOWA
4. Amount of water claimed 7.00
5. Source of water supply MISSOURI RIVER
6. Water to be used for IRRIGATION

   Acres to be irrigated 500
7. Water to be diverted and used in SULLY County

   about 14N 5W miles _____ of PIERRE.
8. Proof of Publication Received 1st 9-11-73

   Not Received _____
9. Application Approved _____

   Subject to _____

   Not Approved _____

   Action deferred _____
10. Remarks:

Form 2 - Application for Permit to Appropriate Water Original (Includes Approval and Permit)

No. 1991-3

Map No. 1412-3 Water Division No. 3 MISSOURI RIVER District

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

RECEIVED
MAY 24 1973
1:45 p.m.
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 C. A. Cannon III Sherlock Schafer Partnership

Postoffice address 800 Security Bk., Sioux City State Iowa Pierre S.D.

If a corporation show date and place of incorporation

2. Method of accomplishing work (contract, employment of others, or by direct labor) Employment & Direct Labor

3. Name of diversion work CANNON IRRIGATION PROJECT

4. Amount of water claimed (cubic feet per second) SEVEN CU FT/SEC

5. Source of water supply Oahe Reservoir MISSOURI RIVER

6. Location of point of diversion 2050' N & 3000' W OF THE SE CORNER, SECTION 20, T113N, R80W

County Sully

7. Annual period or periods during which water is to be used five summer months

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 500 1000

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.	Land Description	No. Acres Irr.
~~SE¼ Sec 20 T113 R80~~	~~500~~	NE¼ SEC 21, T113N, R80W	160
SE¼ SEC 20, T113N, R80W	80	NW¼ SEC 21, T113N, R80W	120
W½ SEC 22, " "	320		
S½ SEC 21 " "	320		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system three years. Additional time required to complete application of water to the proposed beneficial use 4 years.

11. Choice of newspaper for Notice of intent to Appropriate Water publication Onida Watchman

12. Principal Features of the Proposed Water Supply System.

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

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

Underground pipe

C. Works proposed to apply water to beneficial use.

Center pivot sprinklers

Estimated Total Cost $ 700,000

Attachments: 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 HUGHES)

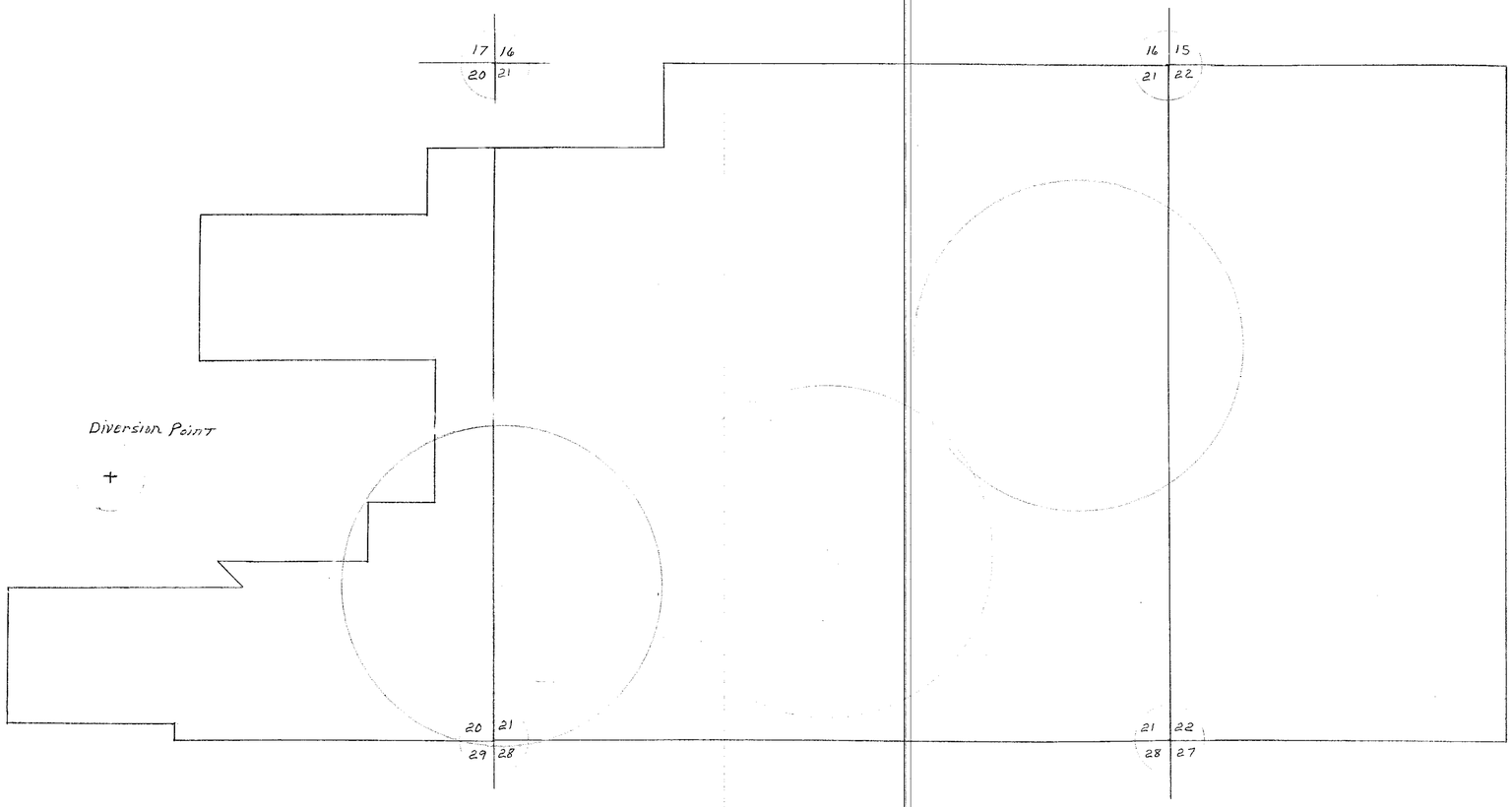
I, Charles A. Cannon III the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed Charles A Cannon III

Subscribed and sworn to before me this 24th day of May 19 73

Betty Westlund
Notary Public (or other qualified officer)

BETTY WESTLUND, Technical Assistant, W.R.C.



All Land in T11N-R80W

West ½ Sec. 22	320 Ac.
South ½ Sec 21	320 Ac
North East ¼ Sec 21	160 Ac
S½ NE¼ S½ NW¼ & NW¼ Sec 21	120 Ac

Scale 8" = 1 mile

Charles A. Cannon III

Irrigation Project

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

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

U.S. GOVERNMENT PRINTING OFFICE: 1969 O—334-763

MAP Nº 1412-3 (APPL Nº 1991-3)

SCS-ENG-313-B Rev. 7-69

Harvey Sheehan

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1991-3 for H33 PIERRE

CHARLES A CANNON III (Applicant) 666 SECURITY BANK, SIOUX CITY (Post Office Address)

IOWA 51102 SD 57501 (State) With the following modifications:

Date of first receipt of application MAY 24, 1973

Date of return to applicant for correction, amendments or changes required —, 19—

Date of receipt of corrected application —, 19—

Approved SEPTEMBER 12, 1973, Recorded in Book 12 Page 259

WATER RIGHT PERMIT NO. 1991-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1991-3 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 MAY 24, 1973

2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MARCH 12, 1975

3. The whole of said work is to be completed on or before SEPTEMBER 12, 1976

4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is SEPTEMBER 12, 1980

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 hereby granted shall not exceed 7.0 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 SEPTEMBER 12, 1980, said water to be used during the following described annual period: MAY THRU SEPTEMBER

Witness my hand this 1ST day of OCTOBER 1973

WATER RESOURCES COMMISSION

By: Daniel L. Wiscott

Chief Engineer, Executive Officer

Certificate of Construction Issued —, 19—

Water License Issued —, 19—

Form 6 - Notice of Intent to Appropriate Water

1991-3

Publish first publication, on or before August 30 73

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

August 30 73

Notice is hereby given that Charles A. Cannon III

whose post office address is Sioux City, Iowa, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 7.0 cubic feet of water per second of time from the Missouri River through the Cannon Irrigation Project, the point of diversion of which is to be located in the

NE¼ SW¼

of Section 20, Twp. 113N, Range 80W. Said water to be used for the purpose of providing irrigation on the following described land:

E½ SE¼, Section 20, all of Section 21, W½ W½, Section 22, all in T113N, R80W

This application No. 1991-3 will be considered by the Water Rights Commission at the Community Room of the Grant County Courthouse in Milbank, S.D. Pierre upon the 12th day of September, 1973, at 2:00 P. M. All interested persons may appear and be heard.

WATER RESOURCES COMMISSION
WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw
cc: Charles A. Cannon, III, 666 Security National Bank, Sioux City, Iowa 51102

Form 6 - Notice of Intent to Appropriate Water

1991-3

Publish first publication, on or before August 30, 19 73

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

August 30, 19 73

Notice is hereby given that Charles A. Cannon III

whose post office address is Sioux City, Iowa, 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 7.0 cubic feet of water per second of time from the Missouri River through the Cannon Irrigation Project, the point of diversion of which is to be located in the NE¼ SW¼ of Section 20, Twp. 113N, Range 80W. Said water to be used for the purpose of providing irrigation on the following described land:

E½ SE¼, Section 20, all of Section 21, W½ W½, Section 22, all in T113N, R80W

This application No 1991-3 will be considered by the Water Rights Commission at the Community Room of the Grant County Courthouse in Milbank, S.D. upon the 12th day of September, 19 73, at 2:00 P. M. All interested persons may appear and be heard.

[redacted] WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw
cc: Charles A. Cannon, III, 666 Security National Bank, Sioux City, Iowa 51102

AFFIDAVIT OF PUBLICATION

STATE OF SOUTH DAKOTA)
County of Sully)

Alice Olson, of said County and State, being first duly sworn, on her oath says, that THE ONIDA WATCHMAN is a weekly newspaper of general circulation, published in the English language in the City of Onida, in said County and state, by said Alice Olson, and has been admitted to the United States mail under the second class mailing privilege at all of the times hereinafter mentioned, and for more than one year immediately preceding the first publication herein mentioned, and that all of said times has had more than 200 bona fide paid subscribers; that I, the undersigned, am the publisher of said newspaper in charge of the advertising department thereof and have personal knowledge of all the facts stated in the affidavit; and that the advertisement headed:

Notice of Intent To Appropriate Water

a printed copy of which is hereto attached, was printed and published in said newspaper for 2 successive issues, the first publication being made on THURSDAY, the 9 day of August 1973, and the last publication on THURSDAY, the 16 day of August 1973, and that $ 7.25, being the full amount of the fee for publication of the annexed notice inures solely to the benefit of the publishers of said newspaper; that no arrangement or understanding for a division thereof has been made with any person, and that no part thereof has been agreed to be paid to any other person whomsoever.

Alice Olson

(SEAL)

Subscribed and sworn to before me this 24 day of September, 1973.

Notary Public In and For Sully County, South Dakota

My Commission expires 7-2-80

NOTICE OF INTENT TO APPROPRIATE WATER

Notice is hereby given that Charles A. Cannon III whose post office address is Sioux City, Iowa, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 7.0 cubic feet of water per second of time from the Missouri River through the Cannon Irrigation Project, the point of diversion of which is to be located in the NE¼SW¼ of Section 20, Twp. 113N, Range 80W. Said water to be used for the purpose of providing irrigation on the following described land: E½ SE¼, Section 20, all of Section 21, W½ W½, Section 22, all in T113N, R80W.

This application No. 1191-3 will be considered by the Water Rights Commission at the Community Room of the Grant County Courthouse in Milbank, S. D. upon the 12th day of September, 1973, at 2:00 P.M. All interested persons may appear and be heard.

By: Burton F. Jones
Water Rights Specialist

27-28

RECEIVED
SEP 26 1973
STATE WATER RIGHTS COMM.
PIERRE, SOUTH DAKOTA

RECEIPT

WATER RIGHTS COMMISSION **№ 4 6895**

State of South Dakota

PIERRE, April 11, 1979

RECEIVED OF Harney Sheehan, Box 1132, Pierre, SD 57501
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. 1991-3 _____	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 9Y

FORM 20 No. 1991-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights Commission
Foss Building
Pierre, SD 57501

Date: 4-10-79

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

PORTIONS OF SECTIONS 20, 21 & 22, T113N, R80W, DESCRIBED IN PERMIT NO 1991-3

formerly owned by CHARLES A. CANNON III

has been transferred to HARVEY D SHEEHAN, BOX 1132, PIERRE

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 1991-3 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)
) ss.
County of Hughes)

I, Harvey Sheehan being first duly sworn on my oath despose 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.

Harvey D Sheehan
(Signed)

Subscribed and sworn to before me this 10th Day of April 19 79

Sally Heartland WRS.
(Notary Public)

APR 1979
RECEIVED
STATE WATER
RIGHTS COM.
Pierre, S.D.

RECEIPT

WATER RIGHTS COMMISSION **№ 4 7222**

State of South Dakota

PIERRE, January 17, 1980

RECEIVED OF Sheehan and Schafer Partnership, Pierre, SD 57501

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. 1991-3	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 _____

Chief Engineer, Executive Officer

JOHN HATCH (gy)

FORM 20

NO. 1991-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 1/17/80

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

SE¼ Sec. 20, W½ Sec. 22, S½ Sec. 21, NE¼ Sec. 21, NW¼ Sec. 21,

T113N, R80W 1000 acres

formerly owned by Harvey Sheehan

has been transferred to Sheehan and Schafer Partnership, Pierre, SD

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 1991-3 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 the Board of Water Management 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)
) ss.
County of Hughes)

I, Sheehan & Schafer being first duly sworn on my oath despose 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.

Harry Sheehan
(Signed)

Subscribed and sworn to before me this 17th Day of January 1980.

Dawn Tschumacher
(Notary Public)

1589-3
1713-3
1781-3
1991-3
3434-3
4174-3
4175-3

December 8, 1982

Dave Snyder
Agri Management
108 N. Euclid Avenue
Pierre, South Dakota 57501

Dear Mr. Snyder:

Per our telephone conversation of December 7, 1982, enclosed please find transfer forms for transferring Water Permit Nos. 1589-3, 1713-3, 1781-3, 1991-3, 3434-3, 4174-3 and 4175-3 from Sheehan and Schafer, Partnership to J.E.S. Farms.

The forms should be checked over, dated, signed and notarized before returning them to this office with a $2.50 filing fee for each transfer (total of $17.50). Upon receipt of the transfer forms and filing fees, the permits can be transferred to J.E.S. Farms.

If you have any questions, please advise.

Sincerely,

Genny Young
Water Rights Specialist

GY:ms
Encl.

1589-3
1713-3
1781-3
1991-3
3434-3
4174-3
4175-3

November 19, 1983

J.E.S. Farms
c/o Agri Management, Inc
108 N. Euclid Avenue
Pierre, South Dakota 57501

Dear Sirs:

Enclosed are receipts Nos. 4-9104, 4-9105, 4-9106, 4-9107, 4-9108, 4-9109 and 4-9110 in the amount of $2.50 each which you paid for transfer of Water Right Nos. 1713-3, 1781-3, 1991-3, 3434-3, 4174-3, 4175-3 and 1589-3.

Our records now show J.E.S. Farms as the owner of the above numbered Water Rights.

Sincerely,

GENNY YOUNG
Water Rights Specialist

GY:ms
ENC.

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

№ 4 9106

PIERRE, January 12, 1983 19

RECEIVED OF J.E.S. Farms, c/o Agri Management, 108 N. Euclid, Pierre, SD 57501
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 WR# 1991-3	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(ms)

NO. 1991-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: 1-6-83

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

1000 acres - SE¼ Section 20, W½ Section 22, Section 21, T113N, R80W

formerly owned by Sheehan & Schafer, Partnership

has been transferred to J.E.S. Farms, Route A, Box 82, Pierre, SD 57501
(please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 1991-3 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, 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)
) ss.
County of Hughes)

I, Harvey Sheehan being first duly sworn on my oath despose 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.

Harvey S Sheehan
(Signed)

Subscribed and sworn to before me this 6 Day of January, 1983.

Kathy McKnight
(Notary Public)

JAN 1983
DIVISION OF
WATER RIGHTS
Pierre, SD

WMP-311-7 79
Notice of Transfer of Water Permit

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, March 19, 19[illegible]

RECEIVED OF Davenport, Evans, Hurwitz & Smith, ATT: Robert E. Hayes, PO Box 1030, Sioux Falls for JES trust SD 57101-1030

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 1991-3	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 [signature]

Chief Engineer JOHN HATCH (PS)

NO. 1991-3

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: December 22 1986

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

1000 acres SE¼ Section 20, W Section 22, Section 21, T113N, R80W.

formerly owned by Harvey and Andrea Sheehan dba J.E.S. Farms

has been transferred to* J.E.S. Trust % Ann R. Laurel Olson
(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by Water Right Permit No. 1991-3 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)
) ss.
County of Hughes)

I, Harvey Sheehan being first duly sworn on my oath despose 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.

(Signed)

Subscribed and sworn to before me this 22 Day of December, 1986.

(Notary Public)

LYNNE M. STEELE, Notary Public
My Commission Expires
May 11, 1991

* Ann R. Laurel Olson
1431 Opus Place, Suite 665
Downers Grove, IL 60515

WNR-820-9/83
Notice of Transfer of Water Permit

3434-3
1991-3
1781-3
1713-3
1589-3
4175-3
4174-3

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

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

March 19, 1987

Davenport, Evans, Hurwitz & Smith
PO Box 1030
Sioux Falls, South Dakota 57101-1030

ATTENTION: Robert E. Hayes

Dear Mr. Hayes:

Enclosed are receipt numbers 410766, 410767, 410768, 410769, 410770, 410771 and 410772 in the amount of $2.50 each for transfer of Water Right Numbers 3434-3, 1991-3, 1781-3, 1713-3, 1589-3, 4175-3 and 4174-3.

Our records now show J.E.S. Trust, c/o Mr. Laurel Olson as the owner of these Water Rights.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.

1991-3

J.E.S. FARMS

HARVEY D. SHEEHAN
OWNER

HCR 37 • BOX 82
PIERRE, SOUTH DAKOTA 57501

February 27, 1992

Chief Engineer
Water Rights Division, DWNR
523 E. Capitol
Pierre, S. D. 57501

Dear Sir:

Enclosed please find seven original "Notice of Transfer of Ownership" forms which need to filed. The water right numbers are as follows: 1991-3, 1781-3, 1713-3, 1589-3, 4175-3, 4174-3, and 3434-3.

I am including a check in the amount of $17.50 to cover the filing fees.

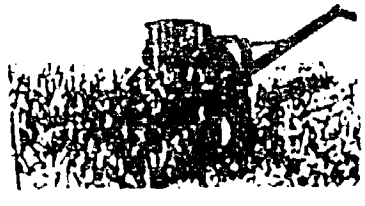
If you should have any questions, don't hesitate to contact us.

Very truly yours.

Harvey D. Sheehan

Harvey D. Sheehan

HDS:as
Enclosures
cc: Mark Marshall



NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Division, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 1991-3

Date: February 27, 1992

I\We request that Water Permit No. 1991-3

formerly owned by: J E S Trust

be transferred to: (name & address) Harvey D Sheehan and Andrea I. Sheehan, husband and wife, HCR 37 Box 82, Pierre, SD 57501 (Telephone No.) _____

Title to the following described land(s)/property has been transferred as described above:

1000 acres - SE 1/4 Section 20, W 1/2 Section 22, Section 21, T113N, R80W

I\We understand that the validity of Water Permit No. 1991-3 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents ($2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)
)
County of Hughes)

I/We _____ 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 that I know of my own personal knowledge that the information herein stated is true.

Harvey D Sheehan
Andrea I Sheehan
(Signed)

Subscribed and sworn to before me this 2nd day of March, 1992.

Karen Schlaak
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, February 27, 1992

RECEIVED OF Harvey and Andrea Sheehan, RCR 37 #62, Pierre, SD 57501

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. 1991-3	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 [signature]
Chief Engineer

DEPARTMENT of ENVIRONMEN
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

March 5, 1992

Harvey & Andrea Sheehan
HCR 37 Box 82
Pierre, SD 57501

Dear Mr. & Mrs. Sheehan:

Enclosed are copies of the "Notice of Transfer of Ownership" forms you filed with our office. The transfers have been completed and Water Permit Nos. 1589-3, 1713-3, 1781-3, 1991-3, 3434-3, 4174-3, 4175-3, 5505-3 and Water Permit Application No. 5621-3 are now listed as Harvey D Sheehan and Andrea L Sheehan, husband and wife.

Enclosed are Receipt Nos. 412109 and 413110 in the amount of $2.50 each. These receipts were for transferring Nos. 5505-3 and 5621-3. The receipts for the remaining transfers were given to Mr. Sheehan February 27, 1992.

Thank you for stopping in the office and completing the transfer forms. If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 733-3352

1991-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

SEP 2 2 1992

5505-3

Harvey D. and Andrea L. Sheehan
HCR 37, Box 82
Pierre, SD 57501

Dear Mr. and Mrs. Sheehan:

Enclosed is Water License No. 5505-3 and Receipt No. 411904 for $50.00 which was assessed for an inspection and issuance of the license. Water License No. 5505-3 is the final document which completes the process of obtaining a water right.

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

Very truly yours,

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

enclosures

cc: Kent Rasmussen, P.O. Box 866, Rapid City, SD 57709-0866

NOTE: The applicable portions of Water Permit Nos. 1589-3, 1713-3, (1991-3), 3434-3, 4174-3 and 4175-3 are incorporated into this Water License.

NOTICE OF CONDITIONAL ASSIGNMENT OF OWNERSHIP

No. _____

TO: Chief Engineer
Water Rights Division
Department of Environment & Natural Resources
523 East Capitol
Pierre, South Dakota 57501-3181

DATE: October 27, 1992

Please take notice that Harvey D. Sheehan and Andrea L. Sheehan, husband and wife, have granted to The Equitable Life Assurance Society of the United States, Post Office Box 410379, St. Louis, Missouri 63141 (the "Lender") a security interest in certain easements, water rights, water permits, and water licenses, evidencing water rights appurtenant to certain real property more fully described in Schedule "A" attached to this Notice and incorporated herein by reference, including without limitation the following water permits and licenses:

Water Permit No. 1589-3
Water Permit No. 1713-3
Water Permit No. 1991-3
Water Permit No. 3434-3
Water Permit No. 4174-3
Water Permit No. 4175-3
Water Permit No. 5505-3
Water Permit No. 5621-3
Water License No. 5505-3

You are requested to file this Notice of Conditional Assignment in the appropriate file at the Division of Water Rights as evidence of the security interest granted to the Lender in all such water permits and water rights.

A fee of $2.50 is attached to cover the filing fees as required under SDCL § 46-2-13.

STATE OF SOUTH DAKOTA)
: SS
COUNTY OF SULLY)

We, Harvey D. Sheehan and Andrea L. Sheehan, husband and wife, being first duly sworn on oath depose and say that our relationship to the above-described undertaking is that of Owner, that we have read the above foregoing statement, and that we know of our own personal knowledge that the information herein stated is true.

Harvey D. Sheehan

Andrea L. Sheehan

Subscribed and sworn to before me
this 27th day of October, 1992.

Notary Public - South Dakota
My Commission Expires:

RAYMOND H. KINTZ
NOTARY SEAL PUBLIC
STATE OF SOUTH DAKOTA

SCHEDULE "A"

LEGAL DESCRIPTION

Harvey D. & Andrea L. Sheehan

Hughes & Sully Counties, SD.

TOWNSHIP 112 NORTH, RANGE 79 WEST 5th P.M. HUGHES CO., SD

SECTION 5: ALL
SECTION 6: ALL
SECTION 7: ALL
SECTION 8: ALL
SECTION 20: ALL
SECTION 21: S2, except Plat of Lots 1 & 2
SECTION 27: NW4
SECTION 28: NW4 except lot 1 of Gavits Subdivision; SE4

TOWNSHIP 112 NORTH, RANGE 80 WEST 5th P.M. HUGHES CO., SD

SECTION 2: NW4 [Lots 3 & 4, & S2NW4]
SECTION 3: N2NE4 [Lots 1&2]

TOWNSHIP 113 NORTH, RANGE 79 WEST 5th P.M. SULLY CO., SD

SECTION 11: NW4, SW4
SECTION 16: SE4, SW4
SECTION 18: SW4, SE4
SECTION 19: ALL
SECTION 20: ALL
SECTION 21: ALL
SECTION 22: NE4, NW4
SECTION 28: ALL
SECTION 29: ALL, including Lots A-1 & A-2
SECTION 30: ALL
SECTION 31: ALL
SECTION 32: ALL
SECTION 33: W2

TOWNSHIP 113 NORTH, RANGE 80 WEST 5th P.M. SULLY CO., SD

SECTION 20: SE4NE4NE4, S2SW4NE4NE4, S2SE4NW4NE4, SE4SE4NE4, N2SE4NE4, NE4SW4NE4, LOT 3, except North 660 feet thereof; LOT 4, NE4SE4, NE4SE4SW4, N2SE4SE4SW4 LOT 8 except South 500 feet of West 20 acres
SECTION 21: S2NE4, S2NW4NW4, SW4NW4, S2
SECTION 22: ALL, except Lot H-1 [2.647 ac] in NE4 and Lot H-1 [2.346 ac] in SE4

LEGAL DESCRIPTION CONTINUED:
Harvey D. & Andrea L. Sheehan

TOWNSHIP 113 NORTH, RANGE 80 WEST 5th P.M., SULLY CO., SD

SECTION 23:	ALL
SECTION 24:	ALL
SECTION 25:	ALL
SECTION 26:	ALL, except "ER-1 1.46 acres, more or less, conveyed to East River Power Cooperative, Inc. Madison, SD. as shown by Plat recorded Book 4 of Plats, Page 53, and Deed recorded Book 47 of Deeds, Page 94, being part of the NW4NW4
SECTION 27:	ALL, except S2SW4SW4SW4
SECTION 28:	N2N2, North 10 acres of Lot 1, SE4NW4, S2NE4, except South 15 acres of SE4SW4NE4 and SW4SE4NE4 thereof, E2NE4SE4, N2SE4SE4, N2S2SE4SE4
SECTION 29:	The North 1650 feet of Lots 1 & 2 except the West 600 feet of South 600 feet
SECTION 34:	N2N2NE4NW4NW4, N2N2NW4NE4NW4, NE4NE4NE4NW4
SECTION 35:	SW4, NW4
SECTION 36:	ALL

RECEIPT

413497

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, November 5, 19 93

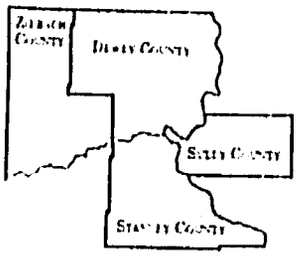
RECEIVED OF Raymond Hintz (Harvey Sheehan) Titles of Dakota, Inc., PO Box 100, Dupree, SD 57623-0100

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct 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 _____		
Fee for Filing Extension Request _____		
Fee for Notice of Conditional Assignment of Ownership Water Permit No. 1991-3	2	50
(Any Other Work Provided by Law) Total	2	50

By _____
Chief Engineer

1991-3



Titles of Dakota Inc.

PO Box 100
Dupree, SD 57623-0100
(605) 365-5247
FAX (605) 365-5248

TIDAK

Lorraine J. Kintz, President
Raymond H. Kintz, Secretary

November 4, 1992

ATTN: Genny
Division of Water Rights
523 East Capitol
Pierre, SD 57501

Re: Sheehan Conditional Transfer

Dear Genny:

Enclosed please find our rissued check in the above matter to cover the cost of Filing on 8 permits rather than the 9 permits originally paid for

Please return the filing information to our Fort Pierre Office as originally requested.

Thank you.

Since-ely yours,

Raymond H. Kintz

DEWEY COUNTY
TITLE COMPANY
P.O. Box 402
Timber Lake, SD 57656-0402
(605) 365-5247

STANLEY COUNTY
ABSTRACT COMPANY
P.O. Box 278
Ft. Pierre, SD 57532-0278
(605) 223-2727

SULLY COUNTY LAND
& ABSTRACT COMPANY
P.O. Box 167
Onida, SD 57564-0167
(605) 258-2291

ZIEBACH COUNTY
ABSTRACT COMPANY
P.O. Box 100
Dupree, SD 57623-0100
(605) 365-5247

TIDAK
MICROFILM SERVICES, INC.
P.O. Box 100
Dupree, SD 57623-0100
(605) 365-5247

1991-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

November 4, 1992

Raymond Kintz
Titles of Dakota, Inc
PO Box 100
Dupree, SD 57623-0100

Dear Mr. Kintz:

Enclosed, as we discussed, is your check in the amount of $22.50. The amount actually needed for filing the eight "Conditional Assignments" is $20.00.

Upon receipt of the $20.00 fee from you, the "Notice of Conditional Assignment of Ownership" will be placed in Water Permit Nos. 1589-3, 1713-3, 1991-3, 3434-3, 4174-3, 4175-3, and 5621-3 and Water Right No. 5505-3.

If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosure. Check #2230 in the amount of $22.50

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

November 6, 1992

Raymond Kintz
Titles of Dakota, Inc
PO Box 100
Dupree, SD 57623-0100

Dear Mr. Kintz:

Enclosed are Receipt Nos. 413495, 413496, 413497, 413498, 413499, 413500, 413502 and 413503 in the amounts of $2.50 each. The "Notice of Conditional Assignment of Ownership" dated October 30, 1992, has been filed in Water Permit Nos. 1589-3, 1713-3, 1991-3, 3434-3, 4174-3, 4175-3 and 5621-3 and Water Right No. 5505-3.

Water Permit Nos. 1589-3, 1713-3, 1991-3, 3434-3, 4174-3 and 4175-3 were incorporated into Water Right No. 5505-3. All of the lands developed for irrigation under these permits are now described in Water Right No. 5505-3. As we discussed by phone, you indicated you felt the "Assignment" should still be filed with each water permit.

If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosures: Receipts

1991-3

WATER RIGHTS PROGRAM
FILE DOCUMENTATION

NAME OF PERSON OR FILE: Elizabeth Lewis

ADDRESS: w/Woods, Fuller, Shultz & Smith, Sioux Falls, SD

DATE: February 27, 1997 **TELEPHONE:** 605 336-3890

RE: Assignment of Water Rights held by Harvey & Andrea Sheehan

COMMENTS:

Ms. Lewis called to find what they needed to do to assign water rights held by Sheehans to Equitable Life Assurance Co. She also had some concerns over the number of permits or rights the Sheehans currently held.

I told her that the Sheehans currently had Water Right No. 5505-3 and Water Permit No. 5621-3. The remaining water permits (Nos. 1589-3, 1713-3, 1991-3, 3434-3, 4174-3 and 4175-3) had been incorporated into No. 5505-3. An assignment was already on file with each of them (assigning them to the Equitable) and unless a change has occurred, filing additional assignments would not be necessary.

A letter was received from Ms. Lewis on March 6th confirming our conversation.

I later received a call from Raymond Kintz s/Titles of Dakota, Inc in Dupree asking about the same matter. He was concerned that the information should be again filed with all of the water permits or rights. I explained that the assignments were previously filed and that most of the permits were incorporated into No. 5505-3. The only two numbers we were now working with would be No. 5505-3 and No. 5621-3.

He understood but wanted to know if they could re-file the assignments in all of the permits or rights under Sheehan's name. I told him that it would not be necessary, however if they wanted to do it that way, it wouldn't harm anything.

March 31, 1997: Mr. Kintz filed a "NOTICE OF CONDITIONAL ASSIGNMENT" with Nos. 1589-3, 1713-3, 1991-3, 3434-3, 4174-3, 4175-3, 5505-3 and 5621-3. Send receipt for filing fees to him at PO Box 278, Ft. Pierre, SD 57532.

Genny McMath
Environmental Scientist

1991-3

WOODS, FULLER, SHULTZ & SMITH P.C.
LAWYERS
300 SOUTH PHILLIPS AVENUE, SUITE 300
SIOUX FALLS, SOUTH DAKOTA 57104-6322
TELEPHONE (605) 336-3890
TELECOPIER (605) 339-3357

FRANCIS M. SMITH
HERLF A. JOHNSON
ARNOLD SOMMERVOLD
RICHARD D. GREGERSON
JOHN E. SIMKO
WILLIAM G. TAYLOR
WILLIAM P. FULLER
STUART L. TEDE
GARY P. THIMSEN
BRADLEY C. GROSSENBURG
JAMES M. WIEDERRICH
COLLET H. HARALDSON
J. G. SHULTZ
ROGER W. DAMGAARD
BARBARA ANDERSON LEWIS
FREDERICK M. ENTWISTLE
DAVID C. KROON
MARK J. WELTER
JAMES E. MOORE

PETER W. SOMMERVOLD
KRISTINE L. KREITER
SCOTT C. FOLKERS
ELIZABETH A. LEWIS
TIM R. SHATTUCK
JAYNA M. VOSS
MELANIE L. CARPENTER
JEAN A. KOEHLER

MELVIN T. WOODS (1899-1983)
HOWELL L. FULLER (1909-1981)
JOHN B. SHULTZ (1912-1975)

March 4, 1997

Via facsimile and U.S. Mail
(605) 773-4068

Ms. Genny McMath
DENR
Water Rights Division
523 East Capital Avenue
Pierre, South Dakota 57501-3182

Re: Water Permits and Licenses

Dear Ms. McMath

I appreciate your assistance last week in helping us update our information concerning the water rights, permits and licenses held by Harvey D. Sheehan and Andrea D. Sheehan. I am writing to confirm that although there was a consolidation, the eight water permits and one water license listed in my correspondence of February 26, 1997 are still issued to the Sheehans. Also there have been no amendments, revisions, modifications or assignments to the water permits or license. I am also assuming based upon my conversation with you, that other than the Notice of Conditional Assignment of Ownership filed previously by The Equitable Life Assurance Society of the United States, there are no other documents on file in your office evidencing any limitations or other security interests in the Sheehans' water rights, permits and licenses.

If any of this information is incorrect, I would appreciate it if you would notify me in writing as soon as possible.

Sincerely,

WOODS, FULLER, SHULTZ & SMITH P.C.

Elizabeth A. Lewis

Elizabeth A. Lewis

cc: Mr. Richard E. Henderson, Jr.

NOTICE OF CONDITIONAL ASSIGNMENT OF OWNERSHIP

No. _____

TO: Chief Engineer
Water Rights Division
Department of Environment & Natural Resources
523 East Capitol
Pierre, South Dakota 57501-3181

DATE: March 7, 1997

Please take notice that Harvey D. Sheehan and Andrea L. Sheehan, husband and wife, have granted to The Equitable Life Assurance Society of the United States, Post Office Box 410379, St. Louis, Missouri 63141 (the "Lender") a security interest in certain easements, water rights, water permits, and water licenses, evidencing water rights appurtenant to certain real property more fully described in Schedule "A" attached to this Notice and incorporated herein by reference, including without limitation the following water permits and licenses:

Water Permit No. 1589-3
Water Permit No. 1713-3
Water Permit No. 1991-3
Water Permit No. 3434-3
Water Permit No. 4174-3
Water Permit No. 4175-3
Water Permit No. 5505-3
Water Permit No. 5621-3
Water License No. 5505-3

The security interests granted by Harvey D. Sheehan and Andrea L. Sheehan to the Lender secures the principal sum of $2,000,000.00, with interest thereon at the initial rate of seven and 65/100 percentum (7.65%) per annum according to the terms of a certain Adjustable Interest Rate Promissory Note, as well as other obligations as provided in the Security Agreement and other loan documents. This security interest and conditional assignment of ownership is in addition to any security interest and conditional assignment of ownership previously made, executed and delivered by Harvey D. Sheehan and Andrea L. Sheehan, husband and wife, to the Lender in connection with an earlier loan by the Lender of the sum of $5,500,000.00 pursuant to a Promissory Note dated October 9, 1992.

You are requested to file this Notice of Conditional Assignment in the appropriate file at the Division of Water Rights as evidence of the security interest granted to the Lender in all such water permits and water rights.

A fee of $2.50 is attached to cover the filing fees as required under SDCL§ 46-2-13.

STATE OF SOUTH DAKOTA)
:SS
COUNTY OF STANLEY)

We, Harvey D. Sheehan and Andrea L. Sheehan, husband and wife, being first duly sworn on oath depose and say that our relationship to the above-described undertaking is that of Owner, that we have read the above foregoing statement, and that we know of our own personal knowledge that the information herein stated is true.

Harvey D. Sheehan

Andrea L. Sheehan

Subscribed and sworn to before me

this 7TH day of March, 1997.

Notary Public - South Dakota
My Commission Expires: October 26, 1997
Raymond H. Kintz - Notary Public

(SEAL)
RAYMOND H. KINTZ NOTARY SEAL PUBLIC STATE OF SOUTH DAKOTA

[illegible]

SCHEDULE "A"

LEGAL DESCRIPTION

Harvey D. & Andrea L. Sheehan

Hughes & Sully Counties, SD.

TOWNSHIP 112 NORTH, RANGE 79 WEST 5th P.M. HUGHES CO., SD

SECTION 5: ALL
SECTION 6: ALL
SECTION 7: ALL
SECTION 8: ALL
SECTION 20: ALL
SECTION 21: S1/2, except Plat of Lots 1 & 2
SECTION 27: NW1/4
SECTION 28: NW1/4 except lot 1 of Gavits Subdivision; SE1/4

TOWNSHIP 112 NORTH, RANGE 80 WEST 5th P.M. HUGHES CO., SD

SECTION 2: NW1/4 [Lots 3 & 4, & S1/2NW1/4]
SECTION 3: N1/2NE1/4 [Lots 1&2]

TOWNSHIP 113 NORTH, RANGE 79 WEST 5th P.M. SULLY CO., SD

SECTION 11: NW1/4, SW1/4
SECTION 16: SE1/4, SW1/4
SECTION 18: SW1/4, SE1/4
SECTION 19: ALL
SECTION 20: ALL
SECTION 21: ALL
SECTION 22: NE1/4, NW1/4
SECTION 28: ALL
SECTION 29: ALL, including Lots A-1 & A-2
SECTION 30: ALL
SECTION 31: ALL
SECTION 32: ALL
SECTION 33: W1/2

TOWNSHIP 113 NORTH, RANGE 80 WEST 5th P.M. SULLY CO., SD

SECTION 20: SE1/4NE1/4NE1/4, S1/2SW1/4NE1/4NE1/4, S1/2SE1/4NW1/4NE1/4, SE1/4SE1/4NE1/4, N1/2SE1/4NE1/4, NE1/4SW1/4NE1/4, LOT 3, except North 660 feet thereof; LOT 4, NE1/4SE1/4, NE1/4SE1/4SW1/4, N1/2SE1/4SE1/4SW1/4 LOT 8 except South 500 feet of West 20 acres

SECTION 21: S1/2NE1/4, S1/2NW1/4NW1/4, SW1/4NW1/4, S1/2

SECTION 22: ALL, except Lot H-1 [2.647 ac] in NE1/4 and Lot H-1 [2.346 ac] in SE1/4

SCHEDULE "A" CONTINUED

LEGAL DESCRIPTION CONTINUED:
Harvey D. & Andrea L. Sheehan

TOWNSHIP 113 NORTH, RANGE 80 WEST 5th P.M. SULLY CO., SD

SECTION 23: ALL
SECTION 24: ALL
SECTION 25: ALL
SECTION 26: ALL, except "BR-1 1.46 acres, more or less, conveyed to East River Power Cooperative, Inc. Madison, SD. as shown by Plat recorded Book 4 of Plats, Page 53, and Deed recorded Book 47 of Deeds, Page 94, being part of the NW1/4NW1/4
SECTION 27: ALL, except S1/2SW1/4SW1/4SE1/4
SECTION 28: N1/2N1/2, North 10 acres of Lot 1, SE1/4NW1/4, S1/2NE1/4, except South 15 acres of SE1/4SW1/4NE1/4 and SW1/4SE1/4NE1/4 thereof, E1/2NE1/4SE1/4, N1/2SE1/4SE1/4, N1/2S1/2SE1/4SE1/4
SECTION 29: The North 1650 feet of Lots 1 & 2 except the West 600 feet of South 600 feet
SECTION 34: N1/2N1/2NE1/4NW1/4NW1/4, N1/2N1/2NW1/4NE1/4NW1/4, NE1/4NE1/4NE1/4NW1/4
SECTION 35: SW1/4, NW1/4
SECTION 36: ALL

RECEIPT

415297

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, March 31, 19 97

RECEIVED OF Titles of Dakota, Inc., P.O Box 100, Dupree, SD 57623

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct 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. 1991-3	2	50
Fee for Filing Extension Request _____		
Fee for _____		
(Any Other Work Provided by Law) Total	2	50

By _____
Chief Engineer

1991-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

May 28, 1997

Randy Kintz
Stanley County Abstract Office
PO Box 278
Ft Pierre, SD 57532

Dear Mr. Kintz:

Enclosed are your Receipt Nos. 415295, 415296, 415297, 415298, 415299, 415300, 415301 and 415302 in the amount of $2.50 each. The fees were paid for filing a "Notice of Conditional Assignment of Ownership" with Nos. 1589-3, 1713-3, 1991-3, 3434-3, 4174-3, 4175-3, 5505-3 and 5621-3 (Harvey and Andrea Sheehan).

You submitted the fees and assignment papers to our office on March 31, 1997. Copies of the assignment were placed with the files; however, I didn't realize until today that I had not forwarded the receipts to you. I apologize for the delay in getting them out to you.

If you have any questions, please contact me.

Sincerely,

Genny McMath

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

encl