

Water Right Number 3003.3

1. Considered 9-29, 19 76
2. Name of Applicant SULLY BUTTES IRRIGATION ASSN.
3. Post Office Address PIERRE
4. Amount of water claimed 25.9
5. Source of water supply MISSOURI RIVER
6. Water to be used for IRRIGATION
Acres to be irrigated 1680
7. Water to be diverted and used in SULLY County
about 18 N, 4 N Miles of ONIDA
8. Proof of Publication
Received 9-24-76
Not received
9. Application
Approved
Subject to
Not approved
Action deferred
10. Remarks:

9/15/76 3:00 pm

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

No. 2003-3Map No. 2330-3 Water Division No. 3 Missouri River District
(Blank 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 Sully Buttes Irrigation Association Lowell West
 Postoffice address Part A., Pierre W.R.A.#1 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) _____
 3. Name of diversion work Sully Buttes #1
 4. Amount of water claimed (cubic feet per second) 25.9
 5. Source of water supply Missouri River
 6. Location of point of diversion a point in the SE $\frac{1}{4}$, Section 9, T115N, R80W
 _____ County Sully
 7. Annual period or periods during which water is to be used April thru October
 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 XXXXIX 1,680

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.
NE $\frac{1}{4}$ 9-115N-80W	90	NW $\frac{1}{4}$ 25-115N-80W	135
W $\frac{1}{2}$ 10-115-80W	180	E $\frac{1}{4}$ 26-115N-80W	270
SE $\frac{1}{4}$ 12-115N-80W	135	S $\frac{1}{4}$ SW $\frac{1}{4}$ 23-115N-80W	60
E $\frac{1}{4}$ 13-115N-80W	270	NW $\frac{1}{4}$ 18-115N-79W	135
N $\frac{1}{2}$, SW $\frac{1}{4}$ 24-115N-80W	405 ac.	Total	

Attach sheet if more space is needed
405 ac. five

10. Time required to complete construction of water supply system four years. Additional time required to complete application of water to the proposed beneficial use four years.
 11. Choice of newspaper for Notice of Intent to Appropriate Water publication Capital Journal, Pierre, SD
 12. Principal Features of the Proposed Water Supply System:

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

Pumps and motors

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

Mainline

C. Works proposed to apply water to beneficial use.

Center pivot sprinkler systems

Estimated Total Cost \$ 250,000

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. Hughes
 County of _____

I, Lowell D West 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 Lowell D WestSubscribed and sworn to before me this 15th day of September 19 76

Notary Public (or other qualified officer)

BETTY WESTLUND, Land/Water Clerk II

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 3003-3
Sully Buttes Irrigation Assn. PART A, PIERRE
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57501 With the following modifications.
 (State)

Date of first receipt of application SEPTEMBER 15, 1976
 Date of return to applicant for correction, amendments or changes required _____, 19____
 Date of receipt of corrected application _____, 19____
 Approved SEPTEMBER 30, 1976, Recorded in Book 116 Page 107

WATER RIGHT PERMIT NO. 3003-3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 3003-3 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 SEPTEMBER 15, 1976
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MARCH 30, 1979
3. The whole of said work is to be completed on or before SEPTEMBER 30, 1981
4. The limit of time from onset of beneficial use of water appropriated in accordance herewith SEPTEMBER 30, 1985
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 25.9 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 30, 1985; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 30TH day of NOVEMBER, 1976

WATER RIGHTS COMMISSION

By:

John Hatch
 Chief Engineer, Executive Officer

Certificate of Construction Issued _____, 19____

Water License Issued _____, 19____

Form 6 - Notice of Intent to Appropriate Water

3003-3

Publish first publication, on or before September 18, 1976

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

September 15, 1976

Notice is hereby given that Sully Buttes Irrigation Association
whose post office address is Pierre, 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

25.9 cubic feet of water per second of time from the Missouri River through the

Sully Buttes #1, the point of diversion of which is to be located in the _____

SE1

of Section 6, Twp. 115N, Range 80W. Said water to be used for the purpose

of providing irrigation on ^{portions of} the following described land:

NE1/4, Section 9; W1/4, Section 10; SE1/4, Section 12; E1/4, Section 13;

N1/4 SW1/4, Section 24; NW1/4, Section 25; E1/4, Section 26; S1/4 SW1/4, Section 23;

T115N, R80W; NW1/4, Section 18, T115N, R79W

This application No. 3003-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 29th day of September, 1976, at 10:00 A. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/bw

cc:

Lowell P. West, Sully Buttes Irrigation Association
Part A., Pierre, S.D. 57501

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

No. 3003-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Hughes) ss.

I, John H. Hinple 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
two dates:

September 16, 1976 and

September 23, 1976.

John H. Hinple
(Signature)

Business Manager
(Title)

September 23, 1976
(Date Signed)

No. 3562 - 2^d dly. Sept. 16-23

No. 3003-3

NOTICE

INTENT TO
APPROPRIATE WATER

Notice is hereby given that
Sully Buttes Irrigation Association whose post office address
is Pierre, 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 25.9 cubic feet of water
per second of time from the Missouri River through the Sully Buttes No. 1, the point of
diversion of which is to be located in the SE $\frac{1}{4}$ of Section 9, Twp. 115N, Range 80W. Said water to be used for the purpose of providing irrigation on portions of the following described land:

NE $\frac{1}{4}$, Section 9; W $\frac{1}{2}$, Section 10; SE $\frac{1}{4}$, Section 12; E $\frac{1}{2}$, Section 13; N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 24; NW $\frac{1}{4}$, Section 25; E $\frac{1}{2}$, Section 26; S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 27; T115N, R80W; NW $\frac{1}{4}$, Section 18, T115N,

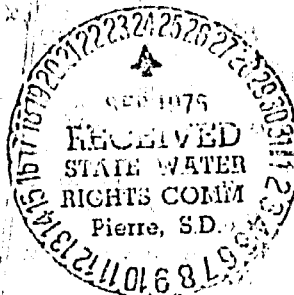
This application No. 3003-3, will be considered by the Water Rights Commission at their office at Pierre upon the 29th day of September, 1976, at 10:00 A.M. All interested persons may appear and be heard.

WATER RIGHTS

COMMISSION

By: BURTON F. JONES

Water Rights Specialist



Form 10.

No. 3003-3

NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE



Post Office Box 89, Chida, South Dakota

57561

Date 11-12-77

TO: Water Rights Commission
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 3003-3.

Water Right Permit No. 3003-3 states that the diversion system is to be constructed by 7/30, 19 81 and that the water is to be put to beneficial use by September 30, 19 85.

The diversion system was completed on May 16, 19 77.
Applying the water to beneficial use was completed on Mar 26, 19 77.

You may schedule an inspection so that the Certificate of construction and/or the Water License may be issued, thus completing my acquisition of a water right.

SULLY BUTTES IRRIGATION ASSN.

Lowell Webb
(Signature)
BY: Lowell Webb

Sully Butte Irr Assoc.

3003-3

FILE DOCUMENTATION FOR WATER PERMIT NO. 3003-3
Division of No. 3003-3 into 3003A-3, 3003B-3 and 3003C-3

Water Permit No. 3003-3, for Sully Buttes Irrigation Association, Pierre, SD was approved by the former Water Rights Commission on September 30, 1976, for the following:

Water Permit No. 3003-3 appropriated 25.90 cubic feet of water per second (cfs) from the Missouri River at a point in the SE 1/4 Section 9, T115N, R80W, to irrigate 1,680 acres in the NE 1/4 Section 9, W 1/2 Section 10, SE 1/4 Section 12, E 1/2 Section 13, N 1/2 and SW 1/4 Section 24, NW 1/4 Section 25, E 1/2 Section 26, S 1/2 SW 1/4 Section 23, T115N, R80W and the NW 1/4 Section 18, T115N, R79W.

WATER PERMIT NO. 3003-3 WAS DIVIDED AND REISSUED AS WATER PERMIT NO. 3003A-3, 3003B-3 AND 3003C-3:

Water Permit No. 3003A-3, Lowell or Catherine West, HCR 37 Box 98, Pierre, SD 57501 appropriates 12.49 cfs from the Missouri River at a point located in the SE 1/4 Section 9, T115N, R80W to irrigate

810 acres located as follows:

T115N, R80W Section 9	NE 1/4	90 acres
Section 10	W 1/2	180 "
Section 12	SE 1/4	135 "
Section 13	E 1/2	270 "
T115N, R79W Section 18	NW 1/4	135 "

Water Permit No. 3003B-3, Ardeth Serbousek, 111 S Tyler, Pierre, SD 57501 appropriates 5.09 cfs from the Missouri River at a point located in the SE 1/4 Section 9, T115N, R80W to irrigate 330 acres located as follows:

T115N, R80W Section 26	E 1/2	270 acres
Section 23	S 1/2 SW 1/4	60 acres

Water Permit No. 3003C-3, William Serbousek, HCR 37 Box 99, Pierre, SD 57501 appropriates 8.32 cfs from the Missouri River at a point located in the SE 1/4 Section 9, T115N, R80W to irrigate 540 acres located as follows:

T115N, R80W Section 24	N 1/2, SW 1/4	405 acres
Section 25	NW 1/4	135 acres

3003-3

FILE DOCUMENTATION FOR WATER PERMIT NO. 3003-3
Division of No. 3003-3 into 3003A-3, 3003B-3 and 3003C-3

Water Permit No. 3003-3, for Sully Buttes Irrigation Association, Pierre, SD was approved by the former Water Rights Commission on September 30, 1976, for the following:

Water Permit No. 3003-3 appropriated 25.90 cubic feet of water per second (cfs) from the Missouri River at a point in the SE 1/4 Section 9, T115N, R80W, to irrigate 1,680 acres in the NE 1/4 Section 9, W 1/2 Section 10, SE 1/4 Section 12, E 1/2 Section 13, N 1/2 and SW 1/4 Section 24, NW 1/4 Section 25, E 1/2 Section 26, S 1/2 SW 1/4 Section 23, T115N, R80W and the NW 1/4 Section 18, T115N, R79W.

WATER PERMIT NO. 3003-3 WAS DIVIDED AND REISSUED AS WATER PERMIT NO. 3003A-3, 3003B-3 AND 3003C-3:

Water Permit No. 3003A-3, Lowell or Catherine West, HCR 37 Box 98, Pierre, SD 57501 appropriates 12.49 cfs from the Missouri River at a point located in the SE 1/4 Section 9, T115N, R80W to irrigate 810 acres located as follows:

T115N, R80W Section 9	NE 1/4	90 acres
Section 10	W 1/2	180 "
Section 12	SE 1/4	135 "
Section 13	E 1/2	270 "
T115N, R79W Section 18	NW 1/4	135 "

Water Permit No. 3003B-3, Ardeth Serbousek, 111 S Tyler, Pierre, SD 57501 appropriates 5.09 cfs from the Missouri River at a point located in the SE 1/4 Section 9, T115N, R80W to irrigate 330 acres located as follows:

T115N, R80W Section 26	E 1/2	270 acres
Section 23	S 1/2 SW 1/4	60 acres

Water Permit No. 3003C-3, William Serbousek, HCR 37 Box 99, Pierre, SD 57501 appropriates 8.32 cfs from the Missouri River at a point located in the SE 1/4 Section 9, T115N, R80W to irrigate 540 acres located as follows:

T115N, R80W Section 24	N 1/2, SW 1/4	405 acres
Section 25	NW 1/4	135 acres



3003-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

SEP 20 1993

5040-3

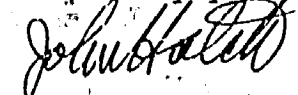
Lowell D. and Catherine West
HCR 37, Box 98
Pierre, SD 57501

Dear Mr. and Ms. West:

Enclosed is Water License No. 5040-3 and Receipt No. 410221 for \$50.00 which was assessed for an inspection and issuance of the license. Water License No. 5040-3 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

gm
enclosures

NOTE: The applicable portions of Nos. 2251-3 and 3003A-3 have been incorporated in to this Water License No. 5040-3.

NOT TO SCALE

115-80

(6-22)

(1-200)

Kenneth Darland

94.2

800

(23-40)

Lowell D. West

115-80

NOT TO SCALE

(11-13)
Vernon Garrett
133.3 (4-27)

161.0
(6-16)
Chas. Serbousek

154.4
(6-11)
Glenn Hughes Estate

26
159.0
(6-15)
Chas. Serbousek

195-80

151.2
(6-5)
John L. Busby
(4-27)

91.8
(6-11) 23.7
Glenn D. Hughes EST.

NOT TO SCALE



Map 2330-3

Sully Butte

County

3003-3

149.6

(4-12) (6-17)

156.8

Wm. A. Serbousek

24

155.2

Elizabeth Serbousek

29.7

16.4

115-80

usek

50.9

41.4

157.7

(6-17)
Wm. A. Serbousek
(4-27)

80.3

Broken out

Broke - 1972 (fall)

9.03

2.7

33.3

usek

25
(23-17)
Chas. Serbousek

115-80

Lowell D. West

(23-40)

(4-12)



134.6

~~Hillside Ranch, Inc.~~

53.0

13

98.4

157.6

115-80

(6-22)
~~Hillside Ranch Inc.~~
(1-200)

123.8

(6-22)
Kenneth Dartland

(23-46)

~~(6-21)~~

12.6

116.8

~~Hillside Ranch Inc.~~
Lorvell D. West

115-80

(4-12)
(2-20)

~~Hillside Ranch, Inc.~~
Charles Serbousek.

149.6

023

155.2

Elizabeth

68.1

115-80

6-11 11.7
Barber

(6-1)

Fern Barber

99.9

115-80

(6-22)

Hillside Ranch Inc
Kenneth W. Darland

30.8

10

(6-1)
Fern Barber

USG

(6-1)

~~(1-21)~~ (23-40)

Hillside Ranch Inc
Lowell D. West

115-80

NOT TO SCALE

46119-176

46

(6-1)
Fern Barber

115-80

(6-1)
Fern Barber

(6-1)

USC

128.7

(6-1)
Fern Barber

(6-1)
Fern Barber

2

115-

NOT TO SCALE

115-80

46-L

(6-22)

Kenneth W. Darland

(6-1)

Fern Barber

128.7

(6-11)

Fern Barber

2

10

105.8

(23-42)

John L. Lowell D. West

23.4

u s e

115-80

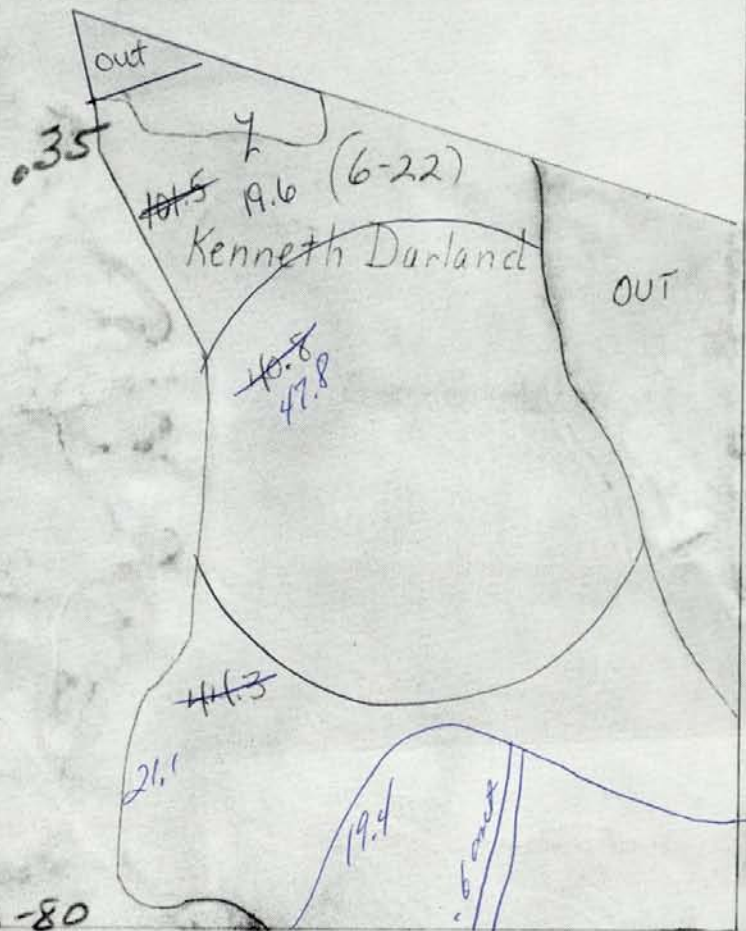
See Sec 11
for Creek

1.9

NOT TO SCALE

⁴³
(27-~~31~~61)

46-R James Sutton



NOT TO SCALE

U.
S.
G.

(6-22)
46-L

42.3
28.1
24.3
7.5
Kenneth Darland

.2
(6-22)
Kenneth W Darland

115-80

(6-22) 46-L

Kenneth W Darland

NOT TO SCALE

See Section
15-115-80
for Circle

(23-62)

John L. West

11.1

61-R

(23-40)

Lowell D. West

3.7

(23-61)

Lowell D. West

14

115-80

61-R

(6-20)

Charles Serbousek