

NOTICE OF TRANSFER OF OWNERSHIP

No. 3003-3

TO: Chief Engineer
Water Rights Division, DWR
523 East Capitol
Pierre, SD 57501-3181

Date: _____



I, We request that Water Permit/Right No. 3003-3

formerly owned by: Sully Buttes Irrigation

be transferred to: (name & address) Lowell or Catherine West,

HCR 37 Box 98, Pierre, SD

(telephone No.) _____

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

NE 1/4 Sec 9, W 1/2 Sec 10, SE 1/4 Sec 12, E 1/2 Sec 13, T115N, R80W and NW 1/4 Section 18, T115N, R79W

I/We understand that the validity of Water Permit/Right No. 3003-3 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 Lowell or Catherine West 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.

Lowell or Catherine West
(Signed)

Subscribed and sworn to before me this 24 day of December, 19 91.

BRENDA ANDERSON, Notary Public
My Comm. Expires
October 26, 1993

(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 water 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

412980

Pierre, December 24, 1991

RECEIVED OF Lowell or Catherine West, HCR 37 Box 98, Pierre, SD
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>Water Permit No. 3003-3</u>	2	50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By John Hatch
Chief Engineer JOHN HATCH (gm)



AUG 12 1992

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

3003A-3

Lowell or Catherine West
HCR 37 Box 98
Pierre, SD 57501

Dear Mr. & Mrs. West:

Enclosed is your Water Permit No. 3003A-3. Based upon the "Notice of Transfer of Ownership" forms filed by you, Ardeth Serbousek and William Serbousek on December 24, 1991, Water Permit No. 3003-3 was divided and reissued to reflect the separate ownership.

If you have any questions concerning the enclosed permit, please contact us.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division
(605) 7773-3352

enclosures

SOUTH DAKOTA WATER PERMIT NO. 3003A-3
Division of No. 3003-3 into 3003A-3, 3003B-3 and 3003C-3

Date of first receipt of application September 15, 1976.

Water Permit No. 3003-3, for Sully Buttes Irrigation Association, Pierre, SD was approved by the former Water Rights Commission on September 30, 1976, authorizing construction of the water use system and the placing of water to beneficial use subject to the following limitations and conditions:

1. 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.

A PORTION OF WATER PERMIT NO. 3003-3 IS BEING DIVIDED AND REISSUED AS WATER PERMIT NO. 3003A-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 "

THE REMAINING PORTIONS OF WATER PERMIT NO. 3003-3 ARE BEING DIVIDED AND REISSUED AS WATER PERMIT NOS. 3003B-3 AND 3003C-3

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

2. The water appropriated shall be used for irrigation purposes and may not exceed the amount of water needed for beneficial use.

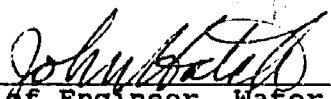
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Water Permit No. 3003A-3
Lowell or Catherine West

3. The water is to be used during the following described annual period: April 1 thru October 31.
4. The date from which applicant may claim right is September 15, 1976.
5. One-fifth of the construction is to be completed on or before March 30, 1979.
6. All construction is to be completed on or before September 30, 1981.
7. Water is to be put to beneficial use on or before September 30, 1985.
8. 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:

 AUG 12 1992

Chief Engineer, Water Rights Division
Department of Environment and Natural Resources



3003A-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.