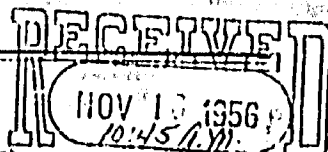


#341-3

1. Considered Jan 17, 1957
2. Name of Applicant Wm. J. Ross
3. Post Office Address Gallegos, Santa Fe Co. N.M.
4. Amount of water claimed 1.37 cfs
5. Source of water supply Mission River
6. Water to be used for irrigation
- Acres to be irrigated 72.5
7. Water to be diverted and used in Albuquerque County about
11 miles west of Gallegos.
8. Proof of Publication Received ✓
 Not Received _____
9. Application Approved ✓
 Subject to _____
 Not Approved _____
 Action deferred _____

10. Remarks:

No. 541-3Water Division No. 22 Missouri River District
(Blanks to be Filled by the Engineer for the W. R. C.)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 Vern Cressy
Postoffice address Bedford, County Charles Mix, State S. Dak.

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)

direct labor

- (b) Cash on hand, \$
- plenty to do sufficient work

(c) Treasury stock, \$ _____

- (d) Bonds to be issued, \$ _____

(e) Other resources, \$ _____

2. Name of diversion work Cressy no.3. Amount of water claimed 1.31 cubic feet per second4. Source of water supply Fort Randall reservoir5. Location of point of diversion Between a point 250 feet N. 42° 0' W. of N.W. corner ofS. 1/4 Section 24, T. 140 N. S. 26° 0' W. of S.E. on north bank Charles Mix County.6. Annual period or periods during which water is to be used April 1 to Dec 1

7. To be used for:

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

(a) Number of acres to be irrigated 72.5 acres.(b) Legal subdivisions to be irrigated S.W. 1/4 Sec 24, T. 140 N. R. 67 W.

(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.) _____

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

(a) Nature of use _____

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 _____

Map No. 259.3

8. Estimated cost of work:

(a) Head Gates, \$-----

(b) Pumping plant, \$ 2500

(c) Fluming, \$-----

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

Rock, \$-----

(e) Other structures ----- \$ 2500

Total, \$-----

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

pumping plant

II. Dimensions of works:

(a) Dam: Height ----- feet; length at bottom ----- feet; length at top ----- feet; thickness at bottom ----- feet; thickness at top ----- feet; slope at front water face -----; slope at back face ----- material used in construction -----

(b) Reservoir: Capacity when full ----- acre feet. Surface area at highwater mark ----- acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET--ACRES	FEET DEPTH AT OUTLET--ACRES	ACRE-Feet CAPACITY

(c)* Head gate: Width ----- feet; height ----- feet; Material -----

(d) Canal: Total length ----- miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
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
At ----- Mile	----- feet	----- feet	----- feet	----- feet

(Give dimensions where rectifications in size are made.)

10. Time required for completion of work 3 years.

11. Time required for complete application of water to the proposed beneficial use 2 years.

12. Choice of newspaper for publication of notice of intention to appropriate Charles mi county news

STATE OF SOUTH DAKOTA

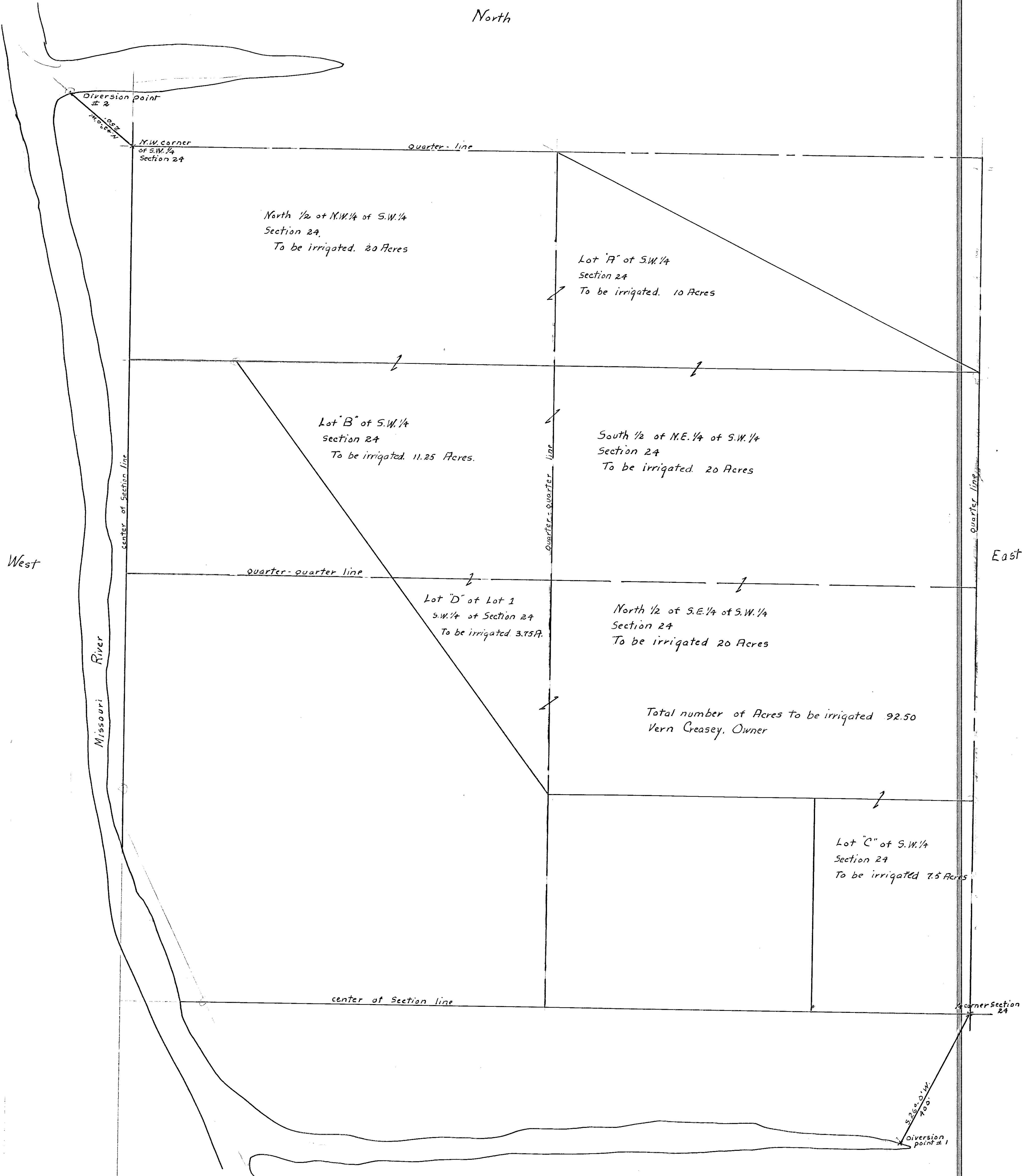
County of Charles mi ss.

I, Vern Cressy, 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 Vern Cressy

Subscribed and sworn to before me this 14th day of November 1957

Harold J. Williams
Notary Public (or other qualified officer.)



Vern Creasey Irrigation Project # 1
 North 1/2 of N.W. 1/4 of S.W. 1/4; Lot 'A' of S.W. 1/4;
 Lot 'B' of S.W. 1/4; South 1/2 of N.E. 1/4 of S.W. 1/4;
 Lot 'D' of Lot 1; North 1/2 of S.E. 1/4 of S.W. 1/4;
 Lot 'C' of S.W. 1/4 all in Section 24, Township 96-
 Range 67, Charles Mix County, South Dakota

I, Ellis V. Nelson, a licensed engineer, hereby certify that I have made a survey of the North 1/2 of N.W. 1/4 of S.W. 1/4; Lot 'A' of S.W. 1/4; Lot 'B' of S.W. 1/4; South 1/2 of N.E. 1/4 of S.W. 1/4; Lot 'D' of Lot 1; North 1/2 of S.E. 1/4 of S.W. 1/4; Lot 'C' of S.W. 1/4 all in Section 24, Township 96-Range 67, Charles Mix County, South Dakota and located diversion points # 1 & 2 for purposes of irrigation as indicated on the above plat.

Dated at Sioux Falls, South Dakota, November 8-1956

Ellis V. Nelson
 Licensed Engineer

State of South Dakota }
 County of Minnehaha } ss.

On this 8th day of November, 1956 before me the undersigned officer, personally appeared Ellis V. Nelson known to me or satisfactorily proven to be the person whose name is subscribed to the within certificate and acknowledged that he executed the same for the purpose therein contained.

In witness whereof I hereunto set my hand and official seal.

Ellis V. Nelson
 Notary Public

Ellis V. Nelson, Civil Engineer
 Sioux Falls, S. Dak. November 1956

Map No. 259-3
 (App. No. 341-3)

Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA

County of

Hughes

53.

Pierre, South Dakota,

December 4, 1956

This is to certify that the foregoing application was received by the Commission at 10:45 o'clock

a.m. upon the 16 day of November, 1956

State Water Resources Commission

By:

J. W. Brinner

Chief Engineer, Executive Officer

Number of permit 341-3

Date of first receipt of application November 16, 1956

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right November 16, 1956

Approved January 17, 1957, Recorded in Book 3, Section 2, Page 43

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 _____

July 17, 1958

2nd. The whole of said work is to be completed on or before January 17, 1960

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is _____

January 17, 1962

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 1.31 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 January 17, 1962, said water to be used during the following described annual period:

April to November inclusive

Witness my hand this

18th

day of

January

1957

State Water Resources Commission

By:

J. W. Brinner

Chief Engineer, Executive Officer

Certificate of Construction Issued

AUGUST 23

1963

Water License Issued

AUGUST 23

1963

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 341-3.....

WHEREAS, On the 16th day of November A. D. 1956
Vern Creasey

of Geddes County of Charles Mix and State of
South Dakota duly made application (No. 341-3) to us for a permit to use 1.31
cubic feet per second of the waters of the Missouri River
County of Charles Mix, State of South Dakota, for irrigation
purposes; and

WHEREAS, On the 18th day of January A. D. 1957
Permit No. 341-3 was issued to said applicant for the diversion of said water, and providing for the
completion of the works of diversion therein described on or before the 17th day of
January A. D. 1960 and for the application to beneficial use of said
water on or before the 17th day of January A. D. 1962
and,

WHEREAS, On the 31st day of July A. D. 1963
the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.31
cubic feet per second of said waters, as evidenced by our Certificate No. 341-3
dated August 23, 1963 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use 1.31 cubic feet per second of water, with date of
priority of November 10, 1956 and,

WHEREAS, On the 31st day of July A. D. 1963
proof was duly made of the application to beneficial use of 1.31 cubic feet per second of said water;
for irrigation of 92.5 acres in the SW $\frac{1}{4}$, Section 24, T96N, R67W

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 Vern Creasey
of Gadden the holder and owner of said permit No. 341-3
a water right, dating from November 16, 1963 to the use of 1.31
cubic feet per second of the waters of the Missouri River
in the County of Charles Mix and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinbelow mentioned, to be diverted at between a point N42°W, 250'
of the NW corner, and a point S26°W 400' from the SE corner, Section 24, T96N, R67W
and conducted to and upon 92.5 acres in the SW 1/4, Section 24, T96N, R67W

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 laws, rules and regulations which have been or may be
adopted from time to time by a majority of the 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.

WITNESSE, My hand and seal of our office at Pierre, South Dakota,
this 23rd day of August A. D. Nineteen
Hundred and Sixty-Three

State Water Resources Commission

By:

J. W. GRIMES
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

In Book _____ of _____ Page _____

Permit No. 341-3Water Division No. 3 Missouri River Water District**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Vern Creaseyof Gaddos, County of Charles Mix, and State of South Dakotathe holder of Permit No. 341-3, issued upon Application No. 341-3, bearing date of priority of November 16, 1956, authorizing the diversion of 1.31 cu. ft. per second of the waters of the Missouri RiverCounty of Charles Mix, State of South Dakota, ~~xxx~~ between a point N42°0'W, 250' of the NW corner, and a point S26°0'W, 400' from the SE corner, Section 24, T96N, R67W, for irrigationpurposes, 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 1.31 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: for irrigating 92.5 acres in the SW $\frac{1}{4}$ Section 24, T96N, R67WWitness my hand this 23rd day of August A. D. 1963

State Water Resources Commission

By:

J. W. GRIMES
Chief Engineer, Executive Officer

(First Publication before Dec. 21, 1956)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., December 4, 1956

Notice is hereby given that Vern Creasey whose postoffice address is Caddo S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.31 cubic feet of water per second of time from the Missouri River through the Creasey No. 1, the point of diversion of which is to be located on the northerly and easterly bank of said stream between a point in Lot 2, Sec. 23 and a point in the NE 1/4, Sec. 25, all in Twp. 06N Range 67W. Said water to be used for the purpose of providing irrigation on the following described land:

Part of the SW 1/4, Sec. 24, T. 96N, R. 67W

and for irrigation purposes.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of January, 1957, at 2:00 p.m. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By:

J. W. Grimes, Chief Engineer, Executive Officer

cc: Harold C. Williams, Publisher
Charles Mix County News

PROOF OF PUBLICATION

RECEIVED
JAN 7 1957

STATE WATER RESOURCES COMM.

STATE OF SOUTH DAKOTA

County of Charles Mix } ss.

Harold Williams being duly sworn, deposes and says the annexed printed copy of Notice

of Intention to Appropriate Water was taken from the

Charles Mix County News, 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 Geddes, County of

Charles Mix and State of South Dakota;

that the said notice was published in said newspaper on the following dates:

December 13, 20, 27, and
January 3, 1957

in each and every issue of the full number thereof, the first publication being made on the 13th day of December

56 and the last publication on the 3rd day of

January 1957, upon which days or times

of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he

was owner, the printer and publisher of the said newspaper.

Harold Williams

Subscribed and sworn to before me this 4th day of January

T. F. Wyborny
Notary Public Charles Mix County, S. D.

PIERRE, SOUTH DAKOTA
APPROPRIATION OF WATER

Resources Commission

Pierre, S. D., Dec. 4, 1956

Office of State Water

Notice is hereby given that Vern Creasey, whose postoffice address is Geddes, S. Dak., has made application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.31 cubic feet of water per second from the Missouri River through the Creasey No. 1, the point of diversion of which is to be located on the northerly and easterly bank of said stream between a point in Lot 2, Sec. 23 and a point in the NE 1/4 of the NW 1/4, Sec. 25, all in Twp. 96N Range 67W. Said water to be used for the purpose of providing irrigation on the following described land:

Part of the SW 1/4, Sec. 24, T 96N, R 67W

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 17th day of January, 1957, at 2:00 P. M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission, By,

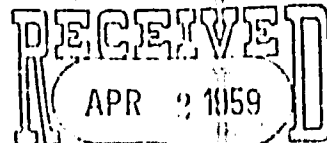
Les Wyborny,

Water Rights Engineer,

For: J. W. Grimes,

Chief Eng., Executive Off.

Dec. 13-20-27-Jan. 3

Permit No. 341-3

River

STATE WATER RESOURCES COM. PIERRE SOUTH DAKOTA

Water Division No. 3 Missouri Water District

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.)

Gadles S Dak

(Date)

April 28

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

DEAR SIR: Notice is hereby given that on the April 28 day of 1954, at Gadles County of Charles State of South Dakota, before _____ proof will be submitted of the application to beneficial use of 1.31 cubic feet per second of the waters of _____

In accordance with the terms and conditions of Permit No. 341-3 heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are _____

Vern Cressy, Gadles, S Dak

2. The use to which said water has been applied is _____

Irrigation

3. The amount applied to beneficial use is _____

1.31

4. The place where said water is used is (If for irrigation, give full and accurate description of the lands irrigated) _____

Tracts A, B and C of the SW 1/4 of T12N, R10E, S12E of SW 1/4 of SE 1/4 of SW 1/4; all above Section 24, Township 12N, Range 10E, West 5th P.M. in Charles County, South Dakota containing 92.5 acres

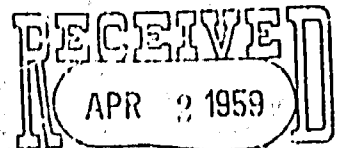
5. The name of the canal or ditch or other works by which said water is conducted to such place of use is _____

Missouri River6. The right to take the water from such works is based upon permit No. 341-37. The source of supply from which such water is diverted is Cressy No 1

8. The date of payment which said user is prepared to establish is _____

(Sign)

Vern Cressy

Permit No. 341-3Water Division No. 3 Missouri RiverSTATE WATER RESOURCES COMM.
PIERRE SOUTH DAKOTA

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.)

Geddes S.D.

(Date)

March 28

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

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of

1.31 cu. ft. per second of the waters of the state from
through the Missouri River Creech No 1
for irrigation purposes

in accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Yarn Creech

2. The postoffice address of such person or the place of business of such corporation is Geddes
County of Charles State of S.D.

3. The number of such permit is 341-3 and the date set for the completion of such work isAugust 20-19584. Said water to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 1.31 cubic feet per second.

6. The amount of land for which said water is available is 92.5 acres,
particularly described as follows: Section 24 T 96 N, R 67 W

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners)

Yarn CreechYarn Creech
Betty Creech

Permit No. 341-3Water Division No. 3 Missouri R 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 _____

Vern Creasey, of _____
Charles Mix County, South Dakota, holder of Permit No. 341-3, issued upon Application No. 341-3, bearing date of priority of Nov. 16, 1956, authorizing the diversion of 1.31 cu. ft. per second of the waters of Missouri R. for Irrigation purposes. I have to report on the condition of the same as follows:

The diversion works comprise: One Cornell pump #4 R.F. 6. approx 700 S.P.M.
run by a Ford 6 cyl. 215 cu. in. Motor. 2170' of 8" end gated, gated
every 40"

and the system is in the following condition: Good

The point of diversion is located Between a point 250' N 42° 0' W of NW Cor. of
SW 1/4 Sec. 24 ^{a point} 526° 0' W of SE Cor. of sec. 24 T96N R67W

The works are capable of diverting and conveying to the place of use 1.31 cu. ft. per second of water, which is to be used for Irrigation

The legal subdivisions to be irrigated are: 92.5 acres in SW 1/4 Sec. 24 T96N R67W

comprising a total of 92.5 acres of land.

The domestic use intended comprises _____

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

Witness my hand, this 31 day of _____JulyA. D. 1963

-SEAL-

William H. Miller

Examining Engineer.

DEPARTMENT OF THE ARMY
EASEMENT FOR RIGHT OF WAY
(PIPELINE)

ON FORT RANDALL DAM AND LAKE FRANCIS CASE PROJECT, SOUTH DAKOTA

No. DACW 45-2-68-5010

THE SECRETARY OF THE ARMY, under and by virtue of the authority vested in him by Title 10, United States Code, Section 2669, hereby grants to Vern M. Creasey

Geddes, South Dakota

coextensive with State Water

hereinafter designated as the grantee, for a period ~~not exceeding~~ / Permit No. 341-3 ~~XXXXXX~~, an easement for a right of way for the installation, operation and maintenance of portable irrigation water pipelines and portable pump units

over, across, in, and upon and under the control of the Secretary of the Army at the location shown in red on Exhibit A, entitled Fort Randall Reservoir, Segment "C" attached hereto and made a part hereof, and described as follows:

Strip No. 1 -

A parcel of land 33' wide in Section 23, T96N, R67W, Charles Mix County, South Dakota, lying 16½' on either side of the following described line; commencing at the NE corner of Lot 1 of Section 23; thence South along the East line of said Lot 1 for a distance of 330' to the point of beginning; thence S45° 00' West to the shoreline of Lake Francis Case, containing 0.20 acre, more or less.

Strip No. 2.-

A parcel of land 33' wide in Section 24, T96N, R67W, Charles Mix County, South Dakota, lying 16½' on either side of the following described line; beginning at the SE corner of the NE¼NE¼SW¼ of said Section 24; thence N45° 00' West to the shoreline of Lake Francis Case, containing 0.30 acre, more or less.

THIS EASEMENT is granted subject to the following conditions:

1. The grantee shall pay to the United States compensation in the amount of One Hundred and no/100 Dollars (\$100.00) for the term , payable in advance. Compensation shall be made payable to the Treasurer of the United States and forwarded by the grantee to the District Engineer, Omaha District, Corps of Engineers, 6012 U. S. Post Office and Courthouse, Omaha, Nebraska 68102

2. The installation and/or operation and maintenance of said line shall be accomplished without cost or expense to the United States under the general supervision and subject to the approval of the officer having immediate jurisdiction over the property, hereinafter designated as "said officer", and in such manner as not to endanger personnel or property of the United States on the said United States land or obstruct travel on any road thereon. The grantee shall have the right of ingress and egress for such purposes.

3. The use and occupation of said land incident to the exercise of the privileges hereby granted shall be subject to such rules and regulations as the said officer may from time to time prescribe.

4. The grantee shall supervise the said line and cause it to be inspected at reasonable intervals, and shall immediately repair any leaks found therein as a result of such injection, or when requested by said officer to repair any defects. Upon completion of the installation of said line and the making of any repairs thereto, the premises shall be restored immediately by the grantee, at the grantee's own expense, to the same condition as that in which they existed prior to the commencement of such work, to the satisfaction of the said officer.

5. Any property of the United States damaged or destroyed by the grantee incident to the use and occupation of the said premises, shall be promptly repaired or replaced by the grantee to the satisfaction of the said officer or in lieu of such repair or replacement the grantee shall, if so required by the said officer, pay to the United States money in an amount sufficient to compensate for the loss sustained by the United States by reason of damages to or destruction of Government property.

6. The United States reserves to itself the right to construct, use, and maintain across, over, and/or under the right of way hereby granted, electric transmission, telephone, telegraph, water, gas, gasoline, oil and sewer lines, and other facilities, in such manner as not to create any unreasonable interference with the use of the right of way herein granted.

7. The United States shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the use and occupation of the said premises, nor for damages to the property of the grantee, or for injuries to the person of the grantee (if an individual), nor for damages to the property or injuries to the person of the grantee's officers, agents, servants, or employees, or others who may be on said premises at their invitation or the invitation of any one of them, arising from or incident to government activities, and the grantee shall hold the United States harmless from any and all such claims.

8. The United States shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the construction, maintenance, and use of said line.

9. That the grantee shall furnish through said line such service as may be required from time to time for governmental purposes on said land, provided that payment for such service will be made by the United States at rates which shall be mutually agreeable but which shall never exceed the most favorable rates granted by the grantee for similar service.

10. In the event all or any portion of said land occupied by said line shall be needed by the United States, or in the event the existence of said line shall be considered detrimental to governmental activities, the grantee shall, from time to time, upon notice so to do, and as often as so notified, remove said line and related facilities to such other location or locations on said land as may be designated by said officer, and, in the event said line shall not be removed or relocated within ninety (90) days after any aforesaid notice, the United States may cause the same to be done at the expense of the grantee.

11. This easement may be terminated by the Secretary of the Army upon a reasonable notice to the grantee if the Secretary of the Army shall determine that the right of way hereby granted interferes with the use or disposal of said land or any part thereof by the United States, or it may be terminated by the Secretary of the Army for failure, neglect, or refusal by the grantee fully and promptly to comply with any and all of the conditions of this grant, or for nonuse, or for abandonment.

12. Upon the expiration or termination of this grant, the grantee shall, without expense to the United States, and within such time as the Secretary of the Army may indicate, remove the said line from said land and restore the premises hereby authorized to be used and occupied to a condition satisfactory to the said officer. In the event the grantee shall fail, neglect, or refuse to remove the said line and so restore the premises, the United States shall have the option either to take over the said line as the property of the United States, without compensation therefor, or to remove the said line and perform the restoration work as aforesaid at the expense of the grantee, and in no event shall the grantee have any claim for damages against the United States or its officers or agents, on account of the taking over of said line or on account of its removal.

13. The conditions of this instrument shall extend to and be binding upon and shall inure to the benefit of the heirs, representatives, successors, and assigns of the grantee.

14. That it is understood that this instrument is effective only insofar as the rights of the United States in the said property are concerned; and that the grantee shall obtain such permission as may be necessary on account of any other existing rights.

15. That this easement and right-of-way is granted for the exercise of established water rights. It is understood and agreed that no right to use water from the reservoir is created by this grant.

16. That the grantee shall not discharge waste or effluent from the granted property in such manner that such discharge will contaminate streams or other bodies of water or otherwise become a public nuisance.

17. That in the event of future development in the vicinity of the granted property for project purposes, the grantee shall bury the said pipelines, if so required by said officer and shall restore the premises to the satisfaction of said officer.

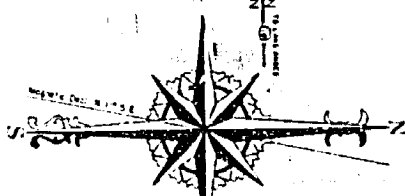
That Conditions Nos. 15, 16 and 17 were added prior to the execution of this easement.

This easement is not subject to Title 10, United States Code, Section 2662.

IN WITNESS WHEREOF I have hereunto set my hand this 7th
day of August 1967

/s/ Dale Kent

DALE KENT
Chief, Real Estate Division
Gaha District, Corps of Engineers



SEE 6,400.00 ACRES } CHARLES MIX CO
TRANSFER 440 ACRES }
LESSON 175 61.91 ACRES }

REF. 2,215.20 ACRES } CHEROKEE CO.

~~T-96-N~~
~~T-95-N~~

FILE
The President's argument
was reached from Uncle Sam's
Chair, Secretary G. O. Pate and
Agent Pacific

[illegible][illegible]

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ACQUISITION TRACT REGISTER			ACQ. COST	
TRACT NO.	LAND OWNER		PER	TOTAL
C-1	Robert E. Grooms		422.00	
C-2	Robert Grooms		10.00	
C-3	Robert Grooms		8.00	
C-4	Robert Grooms		44.00	
C-5	Robert Grooms		1.00	
C-6	Robert Grooms		1.00	
C-7	Robert Grooms		1.00	
C-8	Robert Grooms		1.00	
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C-327				

— LEGEY —

— DISPOSED

PROJECT	ACRES	PERCENTAGE	TOTAL ACRES IN PROJECT
1	100	100	100
2	100	100	100
3	100	100	100
4	100	100	100
5	100	100	100
6	100	100	100
7	100	100	100
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96	100	100	100
97	10		

PORT RANDAL
SECURITY

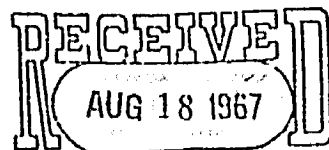
DATE	BY	OLD BAL.
10/15/19	Johnston	100.00

341-3

MRO:RM

15 August 1967

Mr. Vern M. Creasey
Geddes, South Dakota



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Dear Mr. Creasey:

Inclosed for your information and files are fully executed copies of Easement No. DACW45-2-68-5010 and Easement No. DACW45-2-68-5012 granting right of way for the installation, operation and maintenance of portable irrigation water pipelines and portable pump units over, across, in and upon Government-owned lands of the Fort Randall Dam and Lake Francis Case Project, South Dakota.

It is requested that you forward to this office your remittance in the amount of \$175, as evidenced by the inclosed Bills for Collection.

Sincerely yours,

4 Incls

1. Eamt #58-5010
2. Eamt #68-5012
3. Bill for Collection - \$100
4. Bill for Collection - \$75

DALE KEIT

Chief, Real Estate Division

cc: SD St Wtr Res Comm
Bur Rec, Billings
(En w/cy incls 1 & 2)

DEPARTMENT OF THE ARMY
EASEMENT FOR RIGHT OF WAY
(PIPELINE)

ON FORT RANDALL DAM, LAKE FRANCIS CASE PROJECT, SOUTH DAKOTA
No. DACW45-2-68-5012

THE SECRETARY OF THE ARMY, under and by virtue of the authority vested in him by Title 10, United States Code, Section 2669, hereby grants to

Vern M. Creasey

Geddes, South Dakota

coextensive with State Water

hereinafter designated as the grantee, for a period ~~XXXXXXXXXX~~ Permit No. 1251-3, ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ an easement for a right of way for the installation, operation and maintenance of a portable irrigation water pipeline and portable pump unit

over, across, in, and upon land under the control of the Secretary of the Army at the location shown in red on Exhibit A, entitled Fort Randall Reservoir, Segment "C" attached hereto and made a part hereof, and described as follows:

A parcel of land 33' wide in Section 13, T96N, R67W, Charles Mix County, South Dakota, lying 16 1/2' on either side of the following described line; beginning at the NE corner of the SE 1/4 SW 1/4 of said Section 13; thence West parallel to the North line of said SE 1/4 SW 1/4 to the shoreline of Lake Francis Case, containing 0.95 acre, more or less.

THIS EASEMENT is granted subject to the following conditions:

1. The grantee shall pay to the United States compensation in the amount of
Seventy-Five and no/100 Dollars (\$ 75.00)
, payable in advance. Compensation shall be made payable to the
Treasurer of the United States and forwarded by the grantee to the District Engineer,
Omaha District, Corps of Engineers, 6012 U. S. Post Office and Courthouse,
Omaha, Nebraska 68102

11. This easement may be terminated by the Secretary of the Army upon a reasonable notice to the grantee if the Secretary of the Army shall determine that the right of way hereby granted interferes with the use or disposal of said land or any part thereof by the United States, or it may be terminated by the Secretary of the Army for failure, neglect, or refusal by the grantee fully and promptly to comply with any and all of the conditions of this grant, or for nonuse, or for abandonment.

12. Upon the expiration or termination of this grant, the grantee shall, without expense to the United States, and within such time as the Secretary of the Army may indicate, remove the said line from said land and restore the premises hereby authorized to be used and occupied to a condition satisfactory to the said officer. In the event the grantee shall fail, neglect, or refuse to remove the said line and so restore the premises, the United States shall have the option either to take over the said line as the property of the United States, without compensation therefor, or to remove the said line and perform the restoration work as aforesaid at the expense of the grantee, and in no event shall the grantee have any claim for damages against the United States or its officers or agents, on account of the taking over of said line or on account of its removal.

13. The conditions of this instrument shall extend to and be binding upon and shall inure to the benefit of the heirs, representatives, successors, and assigns of the grantee.

14. That it is understood that this instrument is effective only insofar as the rights of the United States in the said property are concerned; and that the grantee shall obtain such permission as may be necessary on account of any other existing rights.

15. That this easement and right of way is granted for the exercise of established water rights. It is understood and agreed that no right to use water from the reservoir is created by this grant.

16. That the grantee shall not discharge waste or effluent from the granted property in such manner that such discharge will contaminate streams or other bodies of water or otherwise become a public nuisance.

17. That in the event of future development in the vicinity of the granted property for project purposes, the grantee shall bury said pipelines, if so required by said officer, and shall restore the premises to the satisfaction of said officer.

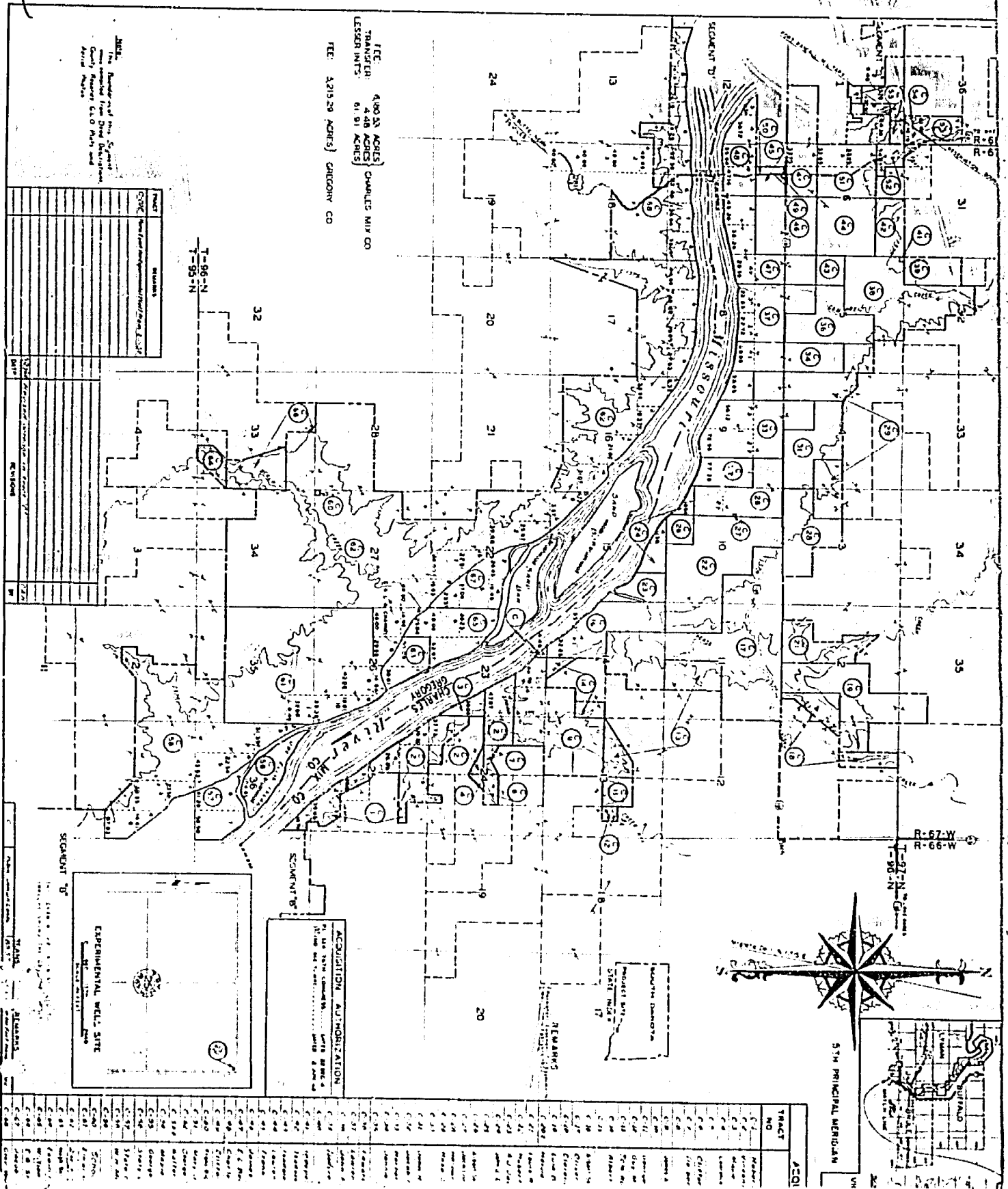
That Conditions Nos. 15, 16 and 17 were added prior to execution of this easement.

This easement is not subject to Title 10, United States Code, Section 2662.

IN WITNESS WHEREOF I have hereunto set my hand this 8th
day of August 19 67

/s/ Dale Kent
DALE KENT
Chief, Real Estate Division
Omaha District, Corps of Engineers

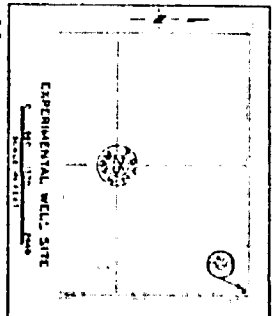
EXHIBIT A ATTACHED TO AND MADE
A PART OF DEEDS 2-68-5019



ITE: 4800 23 ACRES
TRANSACTION: 4800 ACRES
LESSOR: MITS
61.91 ACRES
TEE: 3215 29 ACRES
GILGORY CO

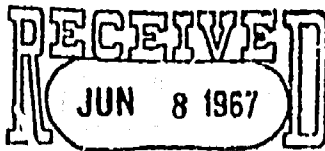
NOTE: The boundary line shown on this map is based on a survey conducted by the State of Missouri in 1906 and is subject to change.

TRACT	REMARKS
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ACQUISITION AUTHORIZATION
By the State of Missouri
in the year 1906
for the purpose of
conducting a survey
of the land in the
State of Missouri
for the purpose of
conducting a survey
of the land in the
State of Missouri

TRACT NO.	ACQ.
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MRORM

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

6 June 1967

Mr. Vern Creasey
Geddes, South Dakota

Dear Mr. Creasey:

Inclosed for your information and files is a fully executed copy of Easement No. DACH45-2-67-5184 granting right of way for the installation, operation and maintenance of a portable irrigation water pipeline and portable pump unit over, across, in and upon Government-owned lands within Fort Randall Dam and Lake Francis Case Project, South Dakota.

It is requested that you forward to this office your check in the amount of \$100.00 as evidenced by the inclosed Bill for Collection.

Sincerely yours,

- 2 Incls
1. Emt #67-5184
2. Bill for Collection

DALE KENT
Chief, Real Estate Division

cc: Bur Rec, Billings
✓ St Water Res Comm, Pierre
(cc w/cy incl 1)

DEPARTMENT OF THE ARMY
EASEMENT FOR RIGHT OF WAY
(PIPELINE)

ON FORT RANDALL DAM AND LAKE FRANCIS CASE, SOUTH DAKOTA
NO. DACW45-2-67-5184

THE SECRETARY OF THE ARMY, under and by virtue of the authority vested in him by Title 10, United States Code, Section 2669, hereby grants to
Vern Creasey

Ceddes, South Dakota

hereinafter designated as the grantee, for a period ~~not exceeding~~ ^{coextensive with State Water} Permit No. 341-3
~~XXXXXX~~ an easement for a right of way for the installation,
operation and maintenance of a portable irrigation water pipeline and
portable pump unit

over, across, in, and upon land under the control of the Secretary of the Army at the location shown in red on Exhibit A, entitled, Fort Randall Reservoir, Segment "C", attached hereto and made a part hereof, and described as follows:

Strip No. 1 - A parcel of land 33' wide in Section 23, T96N, R67W, Charles Mix County, South Dakota, lying 16½' on either side of the following described line; beginning at the SE corner of Lot 2 of said Section 23; thence N45° 00'W to the shoreline of Lake Francis Case, containing 0.25 acre, more or less.

Strip No. 2 - A parcel of land 33' wide in Section 25, T96N, R67W, Charles Mix County, South Dakota, lying 16½' on either side of the following described line; commencing at the NE corner of NE¼NW¼ of Section 25; thence West along the North line of said NE¼NW¼ for a distance of 165' to the point of beginning; thence South parallel to the East line of said NE¼NW¼ to the shoreline of Lake Francis Case, containing 0.25 acre, more or less.

THIS EASEMENT is granted subject to the following conditions:

1. The grantee shall pay to the United States compensation in the amount of
One Hundred and no/100 Dollars (\$ 100.00)
for the term, payable in advance. Compensation shall be made payable to the
Treasurer of the United States and forwarded by the grantee to the District Engineer,
Omaha District, Corps of Engineers, 6012 U. S. Post Office and Courthouse,
Omaha, Nebraska 68102.

2. The installation and/or operation and maintenance of said line shall be accomplished without cost or expense to the United States under the general supervision and subject to the approval of the officer having immediate jurisdiction over the property, hereinafter designated as "said officer", and in such manner as not to endanger personnel or property of the United States on the said United States land or obstruct travel on any road thereon. The grantee shall have the right of ingress and egress for such purposes.
3. The use and occupation of said land incident to the exercise of the privileges hereby granted shall be subject to such rules and regulations as the said officer may from time to time prescribe.
4. The grantee shall supervise the said line and cause it to be inspected at reasonable intervals, and shall immediately repair any leaks found therein as a result of such inspection, or when requested by said officer to repair any defects. Upon completion of the installation of said line and the making of any repairs thereof, the premises shall be restored immediately by the grantee, at the grantee's own expense, to the same condition as that in which they existed prior to the commencement of such work, to the satisfaction of the said officer.
5. Any property of the United States damaged or destroyed by the grantee incident to the use and occupation of the said premises, shall be promptly repaired or replaced by the grantee to the satisfaction of the said officer or in lieu of such repair or replacement the grantee shall, if so required by the said officer, pay to the United States money in an amount sufficient to compensate for the loss sustained by the United States by reason of damages to or destruction of Government property.
6. The United States reserves to itself the right to construct, use, and maintain across, over, and/or under the right of way hereby granted, electric transmission, telephone, telegraph, water, gas, gasoline, oil and sewer lines, and other facilities, in such manner as not to create any unreasonable interference with the use of the right of way herein granted.
7. The United States shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the use and occupation of the said premises, nor for damages to the property of the grantee, or for injuries to the person of the grantee (if an individual), nor for damages to the property or injuries to the person of the grantee's officers, agents, servants, or employees, or others who may be on said premises at their invitation or the invitation of any one of them, arising from or incident to government activities, and the grantee shall hold the United States harmless from any and all such claims.
8. The United States shall not be responsible for damages to property or injuries to persons which may arise from or be incident to the construction, maintenance, and use of said line.
9. That the grantee shall furnish through said line such service as may be required from time to time for governmental purposes on said land, provided that payment for such service will be made by the United States at rates which shall be mutually agreeable but which shall never exceed the most favorable rates granted by the grantee for similar service.
10. In the event all or any portion of said land occupied by said line shall be needed by the United States, or in the event the existence of said line shall be considered detrimental to governmental activities, the grantee shall, from time to time, upon notice so to do, and as often as so notified, remove said line and related facilities to such other location or locations on said land as may be designated by said officer, and, in the event said line shall not be removed or relocated within ninety (90) days after any aforesaid notice, the United States may cause the same to be done at the expense of the grantee.

11. This easement may be terminated by the Secretary of the Army upon a reasonable notice to the grantee if the Secretary of the Army shall determine that the right of way hereby granted interferes with the use or disposal of said land or any part thereof by the United States, or it may be terminated by the Secretary of the Army for failure, neglect, or refusal by the grantee fully and promptly to comply with any and all of the conditions of this grant, or for nonuse, or for abandonment.

12. Upon the expiration or termination of this grant, the grantee shall, without expense to the United States, and within such time as the Secretary of the Army may indicate, remove the said line from said land and restore the premises hereby authorized to be used and occupied to a condition satisfactory to the said officer. In the event the grantee shall fail, neglect, or refuse to remove the said line and so restore the premises, the United States shall have the option either to take over the said line as the property of the United States, without compensation therefor, or to remove the said line and perform the restoration work as aforesaid at the expense of the grantee, and in no event shall the grantee have any claim for damages against the United States or its officers or agents, on account of the taking over of said line or on account of its removal.

13. The conditions of this instrument shall extend to and be binding upon and shall inure to the benefit of the heirs, representatives, successors, and assigns of the grantee.

14. That it is understood that this instrument is effective only insofar as the rights of the United States in the said property are concerned; and that the grantee shall obtain such permission as may be necessary on account of any other existing rights.

15. That this easement and right of way is granted for the exercise of established water rights. It is understood and agreed that no right to use water from the reservoir is created by this grant.

16. That the grantee shall not discharge waste or effluent from the granted property in such a manner that such discharge will contaminate streams or other bodies of water or otherwise become a public nuisance.

That Conditions 15 and 16 were added prior to the execution of this easement.

This easement is not subject to Title 10, United States Code, Section 2662.

IN WITNESS WHEREOF I have hereunto set my hand this 24th
day of May 1967

/s/ Dale Kent

DALE KENT

Chief, Real Estate Division

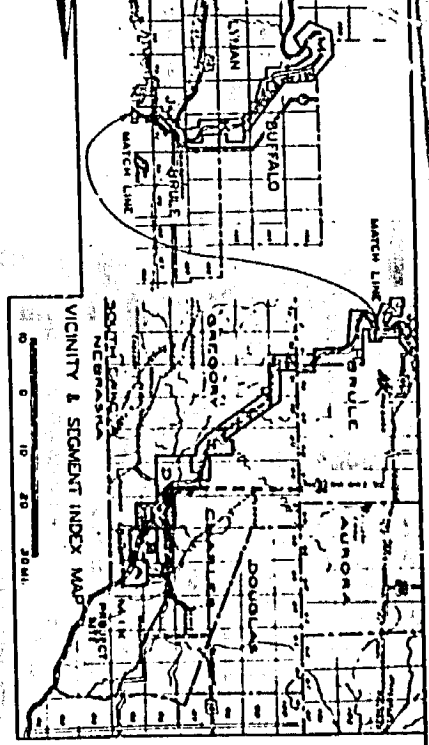
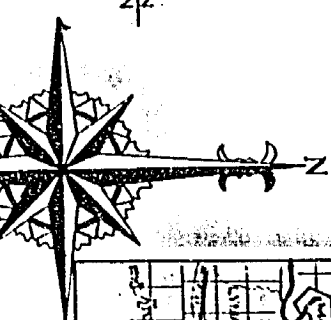
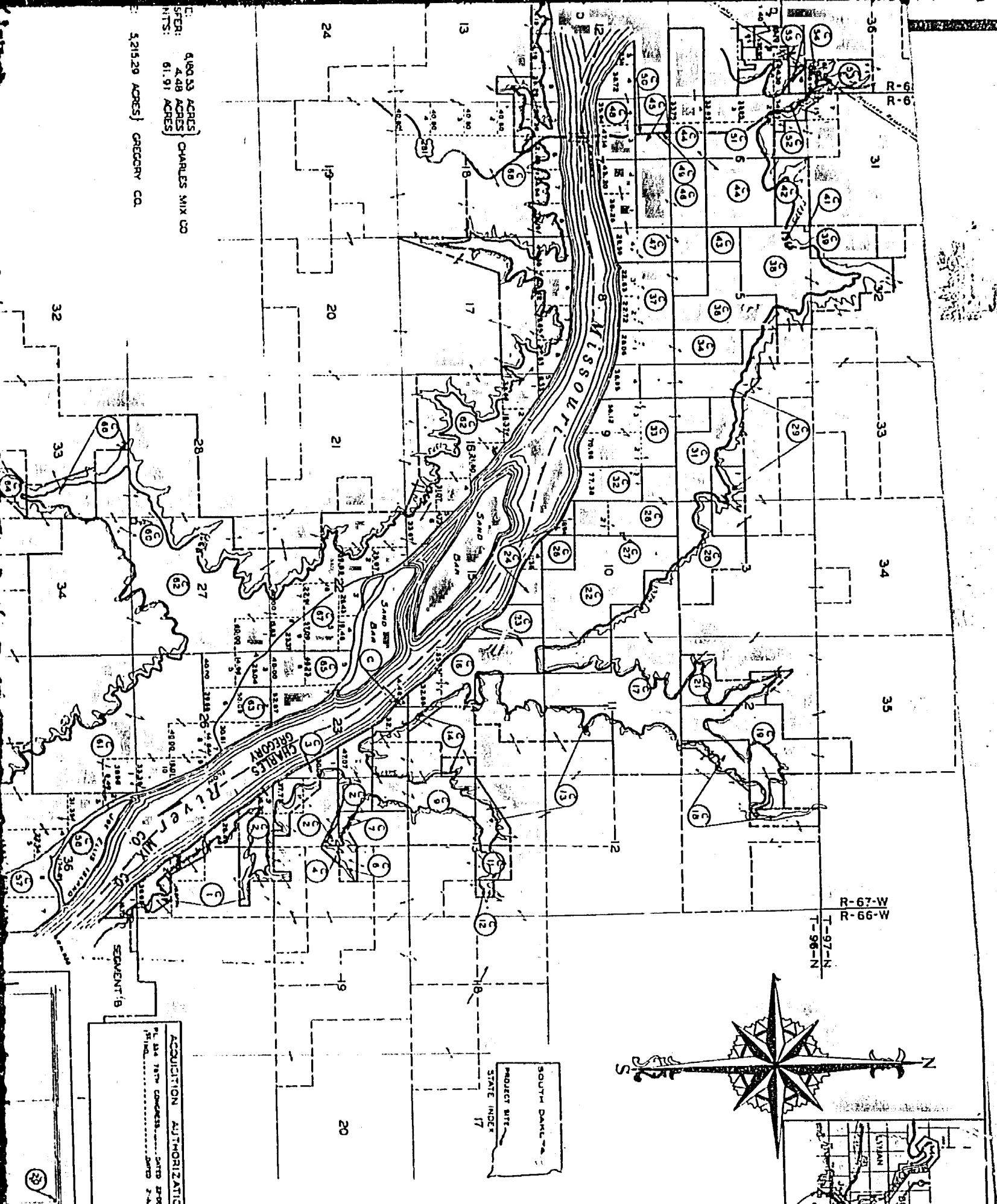
3 Omaha District, Corps of Engineers

STATE OF SOUTH DAKOTA - BUREAU OF ADMINISTRATION - OFFICE OF RECORDS MANAGEMENT - CERTIFICATE OF AUTHENTICITY

THIS IS TO CERTIFY THAT THE MICROPHOTOGRAPHIC IMAGE APPEARING ON THIS SLIDE OF MICROFILM IS AN ACCURATE REPRODUCTION OF THE ORIGINAL RECORD AND WAS MICROFILMED IN THE REGULAR COURSE OF BUSINESS ACCORDING TO THE PROVISIONS OF SOUTH DAKOTA COMPILED LAW 1-27-4. IT IS FURTHER CERTIFIED THAT THE PHOTOGRAPHIC PROCESS USED FOR MICROFILMING OF THE ABOVE RECORDS WAS IN A MANNER AND ON MICROFILM WHICH MEET THE RECOMMENDED REQUIREMENTS OF THE NATIONAL BUREAU OF STANDARDS FOR PERMANENT MICROPHOTOGRAPHIC REPRODUCTIONS. PRODUCTION 2571 ROLL NO 22

DATE MICROFILMED April 1 1982

CAMERA OPERATOR Betty M. Jett



SOUTH DAKOTA
PROJECT WITH
STATE INDEX

6,400.33 ACRES
4,408 ACRES
1,992.33 ACRES
CHARLES MIX CO
NTS: 61.91 ACRES
5,215.20 ACRES GREGORY CO.

ACQUISITION AUTHORIZATION
BY THE STATE OF SOUTH DAKOTA
DATE 2-20-84
BY THE STATE OF SOUTH DAKOTA
DATE 2-20-84

TRACT NO	LAND OWNER	ACREAGE	FEC	DATE
C 1	Robert S. Sorensen	127.65		
C 2	Vincenzo Guller	233.43		
C 3	Wells A. Young	30.00		
C 4	Aspen Life Insurance Company	5.00		
C 5	Clifford W. Diaz	20.00		
C 6	Delbert Rose	1.00		
C 7	John S. Smith	312.70		
C 8	George Chantry Jr. & Lewis Chantry	40.00		
C 9	Guy M. Demmer	10.00		
C 10	Tom Honsmich	10.00		
C 11	Albert Swilling	35.00		
C 12	Spec. Swilling	10.33		
C 13	Oliver Swilling	96.50		
C 14	Clarence J. & Lillian Duran	97.50		
C 15	Lyle D. Steer	100.00		
C 16	Charles E. & Lillian Duran	121.25		
C 17	Long R. McNeill	408.00		
C 18	Paul J. J. Webb	24.35		
C 19	Al. Johnson	23.70		
C 20	James H. & Jean L. Ryan	150.25		
C 21	Don Finner & Albert Swilling	6.00		
C 22	McGowan School District #1	100.00		
C 23	McGowan School District #1	425.00		
C 24	Paul Swilling	100.00		
C 25	James H. & Jean L. Ryan	100.00		
C 26	James H. & Jean L. Ryan	100.00		
C 27	James H. & Jean L. Ryan	100.00		
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C 46	James H. & Jean L. Ryan	100.00		
C 47	James H. & Jean L. Ryan	100.00		
C 48	James H. & Jean L. Ryan	100.00		
C 49	James H. & Jean L. Ryan	100.00		
C 50	James H. & Jean L. Ryan	100.00		
C 51	James H. & Jean L. Ryan	100.00		

Dear Sir,

In March of 1997 my father
Uern Creasey passed away. My
father & I, Bob Creasey, have
operated the farm together for the
past 12 years. At this time I would
like to transfer the water rights
to my name. Please contact me
about how this would be possible.

Thank you,
Bob Creasey





341-3

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

December 1, 1997

341-3
385-3
1251-3

Bob Creasey
29408 374th Ave
Geddes, SD 57342

Dear Mr. Creasey:

This letter will acknowledge receipt of your 1997 irrigation questionnaires and your letter requesting transfer of the water rights held by Vern Creasey.

Enclosed are partially completed "Notice of Transfer of Ownership" forms for use in filing an ownership change with the water rights. Please review the forms for accuracy and make any necessary corrections. Upon completion, please sign the forms in the presence of a notary public and return them to our office with a required filing fee of \$2.50 each (total of \$7.50).

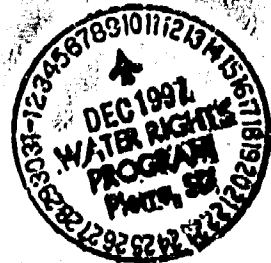
Water Right Nos. 341-3, 385-3 and 1251-3 will be transferred to your name as soon as we receive the transfer forms and the filing fees. If you have any questions concerning the water rights or completion of the transfer forms, please give me a call.

Sincerely,

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

encl

NOTICE OF TRANSFER OF OWNERSHIP



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

No. 341-3

Date: 12-6-97

I/We request that Water Right No. 341-3

formerly owned by: Vern M Creasey

be transferred to: (name & address) Bob Creasey, 29408 374th Ave, Geddes, SD 57342

Telephone No. 605-337-2323

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

92.5 acres in the SW 1/4 Section 24, T96N, R67W

I/We understand that the validity of Water Right No. 341-3 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 with the Water Rights Program, 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 Charles Mix)

I/We Bob Creasey 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.

Bob Creasey
(Signed)

Subscribed and sworn to before me this 8th day of December, 19 97

[Signature]
(Notary Public)

My Comm. Expires: 10-30-98

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

Water Rights Program

South Dakota Department of Environment and Natural Resources

NO 415551

Pierre,

December 9, 1997

RECEIVED OF Cressey Farms, Inc., 29408 - 374th Ave., Geddes, SD 57342-6807

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 Right No. 34313

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By

Chief Engineer

John Hatch (Signature)



341-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 17, 1998

Nos. 341-3
385-3
1251-3

Bob Creasey
29408 374th Ave.
Geddes, SD 57342

Dear Mr. Creasey:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 341-3, 385-3 and 1251-3.

Our records now show you as the owner of Water Right Nos. 341-3, 385-3 and 1251-3.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Program
(605) 773-3352

enclosure



34-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 16, 2015

NOTICE

TO: BOB CREASEY, 29408 374TH AVE, GEDDES, SD 57342

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaires

Our records indicate your 2014 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 341-3, 385-3, 650A-3, 1251-3 & 1508-3B should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 1787-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **10:00 am, March 4, 2015** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1787-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 341-3, 385-3, 650A-3, 1251-3 & 1508-3B to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is (are) received in this office before the **March 4, 2015** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

341-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182

January 27, 2015

Bob Creasey
29408 374th Ave
Geddes SD 57342

RE: Water Right Nos. 341-3, 385-3, 650A-3, 1251-3, 1508-3B & 1787-3

Dear Mr. Creasey:

I am writing to acknowledge receipt of your 2014 irrigation questionnaires.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right Nos. 341-3, 385-3, 650A-3, 1251-3, 1508-3B & 1787-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Genny McMath".

Genny McMath
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us



341-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

December 10, 2003

Bob Creasey
29408 374th Ave
Geddes SD 57342

Dear Mr. Creasey:

I am writing to acknowledge receipt of your annual irrigation questionnaires. Prior to entering the data into the files, I need to gather more information from you.

It is acceptable to group all the information for the separate irrigation systems on one form. Since there are six water rights involving a large number of acreage, we need to know which land the information you sent in pertains to. The following is a list of the water rights and the acreages covered under each one. Please indicate yes or no beside each one or if it is easier, you can circle the descriptions that were irrigated.

Owners name	Water Right No.	Legal description	Irrigated (Yes or No)
Bob Creasey	341-3	SW ¼ Section 24, T96N, R67W	yes
Bob Creasey	385-3	Lot 6, Section 32, T96N, R66W	yes
		Lot 7, Section 32, T96N, R66W	yes
		W ½ NE ¼ Section 32, T96N, R66W	yes
			yes
Delph Trust	650A-3	NE ¼ Section 33, T96N, R66W	yes
		NW ¼ SE ¼ Section 33, T96N, R66W	yes
		NE ¼ SE ¼ Section 33, T96N, R66W	yes
Bob Creasey	1251-3	SE ¼ Section 13, T96N, R67W	yes
		NE ¼ NE ¼ Section 24, T96N, R67W	yes
		SW ¼ Section 18, T96N, R66W	yes
		NW ¼ Section 19, T96N, R66W	no
		W ½ NE ¼ Section 19, T96N, R66W	no
		W ½ SE ¼ Section 19, T96N, R66W	no
Agnes Williamson	1508-3B	NE ¼ NE ¼ Section 32, T96N, R66W	yes
		NW ¼ NW ¼ Section 33, T96N, R66W	yes no
Herman Holderby	2021-3	SE ¼ SE ¼ Section 30, T96N, R66W	no

I am enclosing a postage paid envelope for your reply. Thank you in advance for your help.

Sincerely,

Genny McMath

Genny McMath
Water Rights Program
(605) 773-3352

RECEIVED
DEC 16 2003
**WATER RIGHTS
PROGRAM**



34-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 16, 2015

NOTICE

TO: BOB CREASEY, 29408 374TH AVE, GEDDES, SD 57342

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2014 Irrigation Questionnaires

Our records indicate your 2014 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 17, 2014. The Water Management Board has directed that owners of water permits who have not submitted the 2014 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 341-3, 385-3, 650A-3, 1251-3 & 1508-3B should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 1787-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **10:00 am, March 4, 2015** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1787-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 341-3, 385-3, 650A-3, 1251-3 & 1508-3B to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is (are) received in this office before the **March 4, 2015** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.

341-3



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182

January 27, 2015

Bob Creasey
29408 374th Ave
Geddes SD 57342

RE: Water Right Nos. 341-3, 385-3, 650A-3, 1251-3, 1508-3B & 1787-3

Dear Mr. Creasey:

I am writing to acknowledge receipt of your 2014 irrigation questionnaires.

You may disregard the January 16, 2015, "Notice" concerning reporting requirements for Water Right Nos. 341-3, 385-3, 650A-3, 1251-3, 1508-3B & 1787-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Genny McMath
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 14, 2025

NOTICE

TO: BOB CREASEY, 29408 374TH AVE, GEDDES, SD 57342

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaires

Our records indicate your 2024 Irrigation Questionnaires have not been submitted. The request for the Questionnaires was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 Irrigation Questionnaires be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine if Permit No(s) 341-3, 385-3, 650A-3, 1251-3 & 1508-3B should be amended to require the Questionnaire to be submitted each year and to determine action to be taken for violation of Water Permit No(s) 1787-3 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held on **Wednesday, March 5, 2025, at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD, and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1787-3 in accordance with applicable provisions of SDCL 46-1-12;
2. Amend Permit No(s) 341-3, 385-3, 650A-3, 1251-3 & 1508-3B to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action or take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaires are received in this office before the **March 5, 2025**, hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaires for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: ANOZZG**

cc: AGNES WILLIAMSON, 29408 374TH AVE, GEDDES SD 57342
SAMUEL R ASSAM, 3200 W 49TH ST, SIOUX FALLS SD 57106
JOHN C DELPH, TRUSTEE, PO BOX 2416, PONTE VEDRA BEACH, FL 32004

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

February 27, 2025

341-3, 385-3, 650A-3
1251-3, 1508-3B, 1787-3

Bob Creasy
29408 374th Ave
Geddes SD 57342

Dear Mr. Creasy:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 341-3, 385-3, 650A-3, 1251-3, 1508-3B & 1787-3. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

Amanda Dewell
Permitting Administrator
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us

cc: AGNES WILLIAMSON, 29408 374TH AVE, GEDDES SD 57342
SAMUEL R ASSAM, 3200 W 49TH ST, SIOUX FALLS SD 57106
JOHN C DELPH, TRUSTEE, PO BOX 2416, PONTE VEDRA BEACH, FL 32004