

Form 2C - Application for Permit to Appropriate Water-Artesian Water Well

NO 44-3

Incorporated into Permit 429-2

Water Division No. 3

White River

District

APPLICATION FOR PERMIT

TO APPROPRIATE WATER WITHIN THE STATE OF SOUTH DAKOTA

MAY 27 1947

7:30 PM

OFFICE OF STATE ENGINEER

STATE, S. DAK.

1. Name of applicant James H. Vanech

Postoffice address Brookings

County Brookings State S. DAK.

I. If a corporation James H. Vanech

(a) Name of same James H. Vanech

(b) Date and place of incorporation

(c) Amount of capital stock

(d) Amount paid in

(e) Names and address of directors;

II. Method of accomplishing the work of the applicant;

(a) Method of accomplishing work (whether by contract, employment of others, or by direct labor) Contract

2. Name of Artesian Well Harsh Well No. 1

3. Quantity of water claimed 1000 gals. per min.

4. Source of water supply Artesian
Give depth + formation in which it is anticipated that required yield will be found.

5. Location of Well, Sub-division - Sec., Twp., Range Sec. 16, T. 97, R. 68

6. Estimated annual amount of water to be used

7. To be used for: 160 Acres in Section 8 & 16 T. 97 R. 68

I. Mining, power, manufacturing, transportation, or other purposes:

8. Description of Artesian Well Project:

I. Method of Drilling: Size of hole, size, type + weight of casing, methods

of measuring yields)

9. Time required for completion of work 2 days.
10. Time required for commencement of use of water April 1st 1947
11. Choice of newspaper for publication of notice of intention to appropriate

Smith's Enterprise

12. Give provisions for keeping log of well and samples or analysis of formation and water to be filed with the State Engineer.

STATE OF SOUTH DAKOTA

County of Gregory SE

I, Oscar Harach, Nellis Harach being first duly sworn on my oath depose and say: That my relation to the above described, undertaking is that of _____

_____, that I have read the above foregoing statement, and
(Owner)
examined the map accompanying the same, and I believe the
the matter herein stated and shown are true.

Signed Oscar Harach
Nellis Harach

Subscribed and sworn to before me this 26 day of May, 19 47

Edward C. Hausman
Notary Public (or other qualified officer)

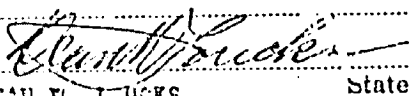
SEC 1-19
61.99 UNLAWFUL USE OF WATER AND WASTE: UNAUTHORIZED CONSTRUCTION OF WORKS. The unauthorized use of water to which another person is entitled, or the willful waste of water to the detriment of another or the public, shall be a misdemeanor. It shall also be a misdemeanor to begin or carry on any construction of works for storing or carrying water until after the issuance of a permit to appropriate such water, except in the case of construction carried on under the authority of the United States.

Remarks by State Engineer:

STATE OF SOUTH DAKOTA,)
County of Butte) ss.

Pierre, South Dakota, September 14, 1949.

This is to certify that the foregoing application was received at this office at 3:30 o'clock
P. M. upon the 27th day of May, 1947, and that after examination it
was to comply with the State water laws, was duly advertised in accordance
with the code and no objections or protests received


DEAN W. LUCKS, State Engineer.

Number of permit 44rd

Date of first receipt of application May 27, 1947

Date of return to applicant for correction -----, 19-----

Date of receipt of corrected application -----, 19-----

Date from which applicant may claim right May 27, 1947

Approved September 14, 1949, Recorded in Book 2 Page 614-615

This is to certify that I have examined the foregoing application for a permit to appropriate water
of the state of South Dakota, and I 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 now complete, 19-----.

2nd. The whole of said work is to be completed on or before now complete, 19-----.

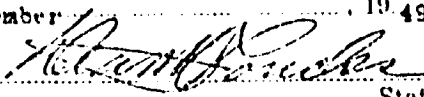
3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith
is June 1, 1947.

4th. The water appropriated shall be used for the purpose of irrigation and stockwater

5th. The prior right of all persons who, by compliance with the laws of the State of South Da-
kota, 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 100 ac. per mi. cubic
foot of water per second of time; 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 neces-
sary for the production of crops in the exercise of the best husbandry; and further, said appropria-
tion 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 June 1, 1947; said water to be used during the following described an-
nual period: continually.

Witness my hand this 14th day of September, 1949.


DEAN W. LUCKS, State Engineer.