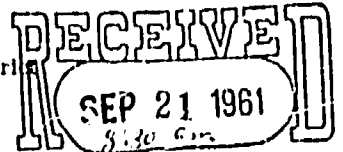


- 835-3
1. Considered 11-8, 1961
 2. Name of Applicant Ed. H. H. H.
 3. Post Office Address Lebanon
 4. Amount of water claimed 2.64
 5. Source of water supply ground water
 6. Water to be used for irrigation
Acres to be irrigated 195
 7. Water to be diverted and used in Potter County about
11 miles 5 of Lebanon
 8. Proof of Publication Received ☒
Not Received ☐
 9. Application Approved ☐
Subject to ☐
Not approved ☐
Action deferred ☐
 10. Remarks:

No. 835-3
 Water Division No. 3 MISSOURI RIVER District
 (Blanks to be filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

STATE WATER RESOURCES COMM.
 SIOUX FALLS, SOUTH DAKOTA

(NOTE—Draw a line through items not applicable.)

1. Name of applicant Ed Hobus
 Postoffice address Lebanon, County Potter, State South Dakota

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)
Contract and Direct Labor
 (b) Cash on hand, \$ adequate (c) Treasury stock, \$ _____
 (d) Bonds to be issued, \$ _____ (e) Other resources, \$ _____

2. Name of diversion work Ed Hobus Irrigation Project
2.64 cfs
 3. Amount of water claimed one cubic feet per second for each 70 acres
 4. Source of water supply Ground Water
 5. Location of point of diversion N39 degrees West 110 rods from Se corner
S69 degrees West 161 Rods from NE corner of Section 27-117N 74W Potter County.
 6. Annual period or periods during which water is to be used April through October
 7. To be used for:

I. Irrigation or domestic use: Gravity overhead sprinkling or combination system? Sprinkler

(a) Number of acres to be irrigated 195 acres

(b) Legal subdivisions to be irrigated Attached herewith

(NOTE—A list of lands to be irrigated giving each subdivision and fraction with acreage thereof, should be written and attached to be

Legal Subdivisions to be irrigated

1. NW 1/4 NE 1/4	27	117N	74W	20 acres
2. NE 1/4 NE 1/4	27	117N	74W	40 acres
3. SW 1/4 NE 1/4	27	117N	74W	2 acres
4. SE 1/4 NE 1/4	27	117N	74W	16 acres
5. NW 1/4 SE 1/4	27	117N	74W	25 acres
6. NE 1/4 SE 1/4	27	117N	74W	7 acres
7. SW 1/4 SE 1/4	27	117N	74W	34 acres
8. SE 1/4 SE 1/4	27	117N	74W	40 acres
Total acres				<u>195</u>

(d) Method of return _____

(e) Point where water will be returned to stream _____

MAP NO 594-3

8. Estimated cost of work:

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

(b) Pumping plant, \$.....

(c) Fluming, \$.....

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

Rock, \$.....

(e) Other structures\$.....

Total, \$.....

9. Description of diversion works:

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

Pipe & Sprinklers

II. Dimensions of works.

(a) Dam: Height.....feet; length at bottomfeet; length at topfeet; thickness at bottomfeet; thickness at topfeet; slope at front water face; slope at back face material used in construction

(b) Reservoir: Capacity when filledacre feet. Surface area at highwater mark.....acres.

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

(c)* Head gate: Width.....feet; heightfeet;
Material

(d) Canal: Total lengthmiles.

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 reductions in size are made.)

10. Time required for completion of work⁵.....years.

11. Time required for complete application of water to the proposed beneficial use⁵.....years.

12. Choice of newspaper for publication of notice of intention to appropriate

Potter County News Gettysburg South Dakota

STATE OF SOUTH DAKOTA

Potter

County of

ss.

Ed Hobus

I, 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

Ed Hobus

Subscribed and sworn to before me this 19TH day of September 1961

Notary Public (or other qualified officer.)

ROBERT L. WUTKE,

Notary Public for the State of South Dakota

My Commission Expires January 3, 1967.

Form 2A — Wells (Supplement to Form 2)

9. (Continued)

III. Well Specifications

(a) Hole and casing

Size of drill hole or excavation , Depth

Type of casing Dugout 60X100X12
(wood, concrete, steel, etc.)

Size of casing , Thickness of casing

Length of casing If collection gallery, length, size and depth of
gallery

(b) Screens

Type of perforated screen

Size of perforated screen ,
(diameter) (length)

Thickness of gravel pack , length of gravel pack

(c) Water Bearing Materials

Distance to water 3' Character of water bearing materials
Sands & gravel

Thickness of water bearing material Unknown

(d) Pump and Motor

Type of pump Centrifugal
(centrifugal, propeller, mixed flow, etc.)

Name of pump , size

Kind of motor Propane
(gasoline, electric, diesel, etc.)

Horsepower , Name of Motor

(e) Complete well

Minutes for 8 Hours at a drawdown of 3'
Capacity 500 gallons per drawdown of Estimated cost

(f) Owner of land upon which well is located
Name

Address

(g) Distance to nearest existing wells

On same owner's property 30 rods. On property owned by others 40 rods



SURVEYOR'S CERTIFICATE

I, KENNETH L. HUBER DO HEREBY CERTIFY THAT THIS MAP IDENTIFIES A REASONABLY ACCURATE RECORD OF THE LAND OF THE ED HOBUS IRRIGATION PROJECT NUMBER 1 AND HAS BEEN PREPARED BY THE SOIL CONSERVATION SERVICE FOR THE POTTER COUNTY SOIL CONSERVATION DISTRICT.

SIGNATURE: Kenneth L. Huber

TITLE: AGRICULTURAL ENGINEER

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

SUBSCRIBED AND SWORN TO BEFORE ME THIS 18th DAY OF September, 1961, A.D.

James A. P. [Signature]
NOTARY PUBLIC
My Commission Expires July 6, 1968

All lands described are owned by Ed Hobus

AREA	LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
1	NW 1/4 NE 1/4	27	117N	74W	30
2	NE 1/4 NE 1/4	27	117N	74W	40
3	SW 1/4 NE 1/4	27	117N	74W	2
4	SE 1/4 NE 1/4	27	117N	74W	16
5	NW 1/4 SE 1/4	27	117N	74W	25
6	NE 1/4 SE 1/4	27	117N	74W	7
7	SW 1/4 SE 1/4	27	117N	74W	35
8	SE 1/4 SE 1/4	27	117N	74W	40
TOTAL					195

Scale: 1" = 200'

ED HOBUS
IRRIGATION PROJECT
NUMBER 1
Potter County, South Dakota

U. S. DEPARTMENT OF AGRICULTURE
SOIL CONSERVATION SERVICE

Designed _____	Date _____	Approved by _____
Drawn _____		Title _____
Traced _____		Title _____
Checked _____	9-61	Sheet No. 1 of 1

Remarks by State Water Resources Commission:

This well is located near domestic wells which may obtain water from the same aquifer. If the well covered by this Permit to Appropriate Water depletes the domestic water supply, restrictions, to the extent necessary, of the capacity of this well or periods of operation or other arrangements may be required to protect the domestic water supply.

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, November 21, 1961

This is to certify that the foregoing application was received by the Commission at 8:30 o'clock
a.m. upon the 21st day of September, 1961

State Water Resources Commission

By: Burtin Jones

for Chief Engineer, Executive Officer

Number of permit 835-3

Date of first receipt of application September 21, 1961

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 September 21, 1961

Approved November 9, 1961, Recorded in Book 7 Page 15

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 _____

June 9, 1966

2nd. The whole of said work is to be completed on or before November 9, 1966

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

November 9, 1966

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 2.64 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 November 9, 1966, said water to be used during the following described annual period:

April Three October

Witness my hand this 21st day of November, 1961

State Water Resources Commission

By: Burtin Jones

Chief Engineer, Executive Officer

Certificate of Construction Issued MARCH 24, 1970

Water License Issued MARCH 26, 1970

Form 15.

Permit No. 835-3

Water Diversion No. 3 MISSOURI RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Ed Hobus

_____ the holder _____ of
Permit No. 835-3, issued upon Application No. 835-3, bearing date of priority of September 21,
1961 authorizing the diversion of 2.64 cu. ft. per second of the waters of _____
ground water County of Potter, State of South Dakota at _____
points from the SE Corner, Section 27, T117N, R74W, Well #1, 850' North and
1100' West and Well #2, 850' North and 1300' West
_____, for irrigation

purposes, has 5 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 1.13 cu. ft. per second of water.

Date March 23, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRIMES Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 835-3

(1) WHEREAS, On the 21st day of September A. D. 19 70

Ed Hobbs

made Water Right Application No. 0835-3 for a permit to use 2.64 cubic feet per second of the waters of ground water

County of Potter, State of South Dakota, for irrigation purposes and

(2) WHEREAS, On the 21st day of November D. 19 61

Permit No. 835-3, with a date of priority of September 21, 1961

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 9th day of November A. D. 19 66 and for the application to beneficial use of said water on or before the 9th day of November A. D. 19 66

and:

(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 1.13 cubic feet per second of water for beneficial use and.

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent.

for irrigating the following lands in Section 27, T117N, R74W

	<u>Acres</u>
NW $\frac{1}{4}$ NE $\frac{1}{4}$	30
NE $\frac{1}{4}$ NE $\frac{1}{4}$	40
SW $\frac{1}{4}$ NE $\frac{1}{4}$	2
SE $\frac{1}{4}$ NE $\frac{1}{4}$	16
NW $\frac{1}{4}$ SE $\frac{1}{4}$	25
NE $\frac{1}{4}$ SE $\frac{1}{4}$	7
SW $\frac{1}{4}$ SE $\frac{1}{4}$	35
SE $\frac{1}{4}$ SE $\frac{1}{4}$	40
Total	195 Acres

(5) 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 Ed Hobus

_____ of Lebanon, South Dakota
the holder _____ and owner _____ of said permit No. 835-2 a water right, dating from September 21, 1961
_____ to use of 1.13 cubic feet per second of the waters
of ground water
in the County of Potter and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at points from the SE Corner, Section 27, T117N, R74W,
Well #1, 850' North and 1100' West and Well #2, 850' North and 1300' West.

and conduct to and upon portions of the E½ Section 27, T117N, R74W, described on the
face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 835-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 24th day of March A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.E. GRINES

On or before October 12, 1961
(First Publication _____, 1961)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., September 27, 1961

Notice is hereby given that Ed Hobus whose postoffice address is Lebanon 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 2.64 cubic feet of water per second of time from ~~the ground water~~ through the Hobus Irrigation Project are the points of diversion of which ~~is~~ to be located ~~xxxx~~ NW 1/4, Sec. 27 and in the ~~xxxxxxx~~ in the SW 1/4 of the SE 1/4 of Section 27 portions of Twp 117N Range 74W. Said water to be used for the purpose of providing irrigation on the following described land:

NE 1/4 and SE 1/4, Sec. 27, T 117N, R 74W

~~xxxx~~ ~~xxxxxx~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 8th day of November, 1961, at 2 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.

CC: W. R. Owens, Publisher
Potter County News
Gottysburg, S. Dak.

State Water Resources Commission

By:

~~Charles E. Jones, Executive Officer~~
BURTON F. JONES
Water Right Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County Potter } ss.

William R. Owens being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Potter 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 Gettysburg County of Potter and State of South Dakota; that the said notice was published in said newspaper on the following dates:

Oct. 5, 1961

Oct. 12, 1961

Oct. 19, 1961

Oct. 26, 1961

in each and every issue of the full number thereof, the first publication being made on the 5th day of Oct. 1961 and the last publication on the 26th day of Oct. 1961, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was William R. Owens the printer and publisher of the said newspaper.

William R. Owens

Subscribed and sworn to before me this 26th day of Oct. A. D. 1961

Lucy B. Owens
 Notary Public Potter County, S. D.

Lucy B. Owens, Notary Public
Potter County, S. D.

APPROPRIATION OF WATER
 Office of State Water Resources Commission,
 Pierre, S. Dak., September 27, 1961

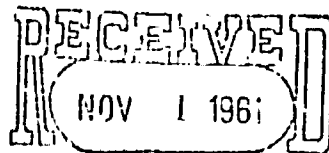
Notice is hereby given that Ed Hobus whose postoffice address is Lebanon, S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 2.64 cubic feet of water per second of time from ground water through the Hobus Irrigation Project, the points of diversion of which are to be located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27 and in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 27, Twp. 117N Range 74 W. Said water to be used for purposes of providing irrigation on portions of the following described land:

NE $\frac{1}{4}$ and SE $\frac{1}{4}$, Sec. 27, T 117N, R 74W.

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 8th day of November, 1961, at 2 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: Burton F. Jones
 Water Right Specialist
 (Oct. 5, 12, 19, 26)



STATE WATER RESOURCES COMM.
 PIERRE, SOUTH DAKOTA

A. D. 1961

1961

Driller's Notice Of Intent To Construct Well

Water Resources Commission of South Dakota
State Office Building
Pierre, South Dakota

Gentlemen:

In accordance with Section 61.0406 of the 1960 Supplement to the South Dakota Code of 1939, Notice of Intent is hereby given to drill the following well.

Person for whom the well is to be drilled: Manuel A. P. ...
(Name)

Lafayette S. Dak.
(Address)

Owner of land if other than above:
(Name)

.....
(Address)

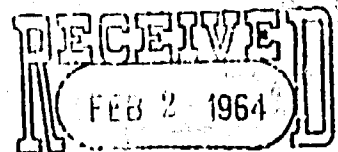
Location of well 1/4, SE 1/4, Section 27, Township 117,
Range 74.....

Proposed use of water
(domestic, irrigation, municipal, industrial, other)

Very truly yours,

Vergil H. Worn

Check this for Water-right etc



STATE WATER RESOURCES COM.
PIERRE, SOUTH DAKOTA

March 4 file

app R-1

March 6, 1964

Manuel Hobus
Lebanon, South Dakota

Dear Mr. Hobus:

We are in receipt of a notice of intent to drill a well for irrigation purposes from Mr. Vergil Worm.

Statutes require that any use of water other than domestic use requires an appropriate water right.

I am enclosing the necessary forms and instructions for making such application.

Should you have questions, feel free to contact this office.

Sincerely,

BURTON F. JONES
Water Right Specialist

bw

Encl: Form 2 (2)
Form 2A (2)
Inst. Sheet
Water Laws

Notice of Intent

Vergil Worm - drilled hole

*Mr Hobus was in the
office on March 10,
and indicated this
well will replace the
dugout under
Permit 835-3*

Permit No. 835-3Water Division No. 3 Mr. River Water District

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.) Lebanon(Date) 7-4-64

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

2.64 cu. ft. per second of the waters of the state from well
through the Hobbs Irrigation Project
for irrigation purposes

irrigation 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

Ed Hobbs

2. The postoffice address of such person or the place of business of such corporation is Lebanon

County of Pottaw State of S.D.

3. The number of such permit is 835-3 and the date set for the completion of such work is

7-15-64

4. 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 2.64 cubic feet per second.

6. The amount of land for which said water is available is 195 acres,
particularly described as follows:

see permit

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

(Signature of Owners)

Marion Hobbs

Permit No. 835-3Water Division 3 MISSOURI RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by Ed Hobus
 of Lebanon, S.D. holder
 of Permit No. 835-3, bearing date of priority of September 21, 1961
 authorizing the diversion of 2.64 cu. ft. per second of the waters of shallow groundwater
 for irrigation purposes, in Potter County.

I have to report on the condition of the same as follows:

The Water Use System consists of,

A. Works used to divert the water:

Well No. 1, 27 ft. deep. Western Land Roller, 8" pump, cummings 90 H.P. Diesel
 Well No. 2, 27 ft. deep. Deming 6" pump. 7½ H.P. Electric Motor

B. Works used to transport water to place of use,

6400 feet of 6 inch aluminum pipe

C. Works used to apply water to beneficial use.

two Moulton portable booms, Model 200

The system is in the following condition: very good

The point of diversion is located from SE Corner, Sec. 27, T117N, R74W Well No. 1, 850' N.,
and 1100' W., Well No. 2, 850' N., and 1300' W.

The works are capable of diverting and conveying to the place of use 1.13
 cu. ft. per second of water which is to be used for irrigation

Water has been put to beneficial use to the maximum extent as follows: All in Section 27, T117N, R74W

NW¼ NE¼	30 Acres	NW¼ SE¼	25 acres
NE¼ NE¼	40 acres	NE¼ SE¼	7 acres
SW¼ NE¼	2 acres	SW¼ SE¼	35 acres
SE¼ NE¼	16 acres	SE¼ SE¼	40 acres

comprising a total of 195 acres of land.Date March 6, 1970

Donald Driscoll
 (Signature)

DONALD DRISCOLL, Deputy Chief Engineer
 Water Resources Commission



**Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 835-3

February 11, 1987

A. Coe Frankhauser, Attorney
Box 164
Gettysburg, South Dakota 57442

Dear Mr. Frankhauser:

Please find enclosed a copy of a Notice of Transfer of Water Permit form. This form must be signed by the owner before a notary and returned to this office with a filing fee of \$2.50.

Upon receipt of the enclosed form and the \$2.50 filing fee the permit will be transferred to the proper name. South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a Water Permit or Water Right to appropriate water to be filed with this office within ninety days.

Please advise if you have any questions.

Sincerely,

Maxine Stirling
Secretary

ms
Enc.

DWNR-820A-8/83

REPRODUCTIONS.

REDUCTION

25-1

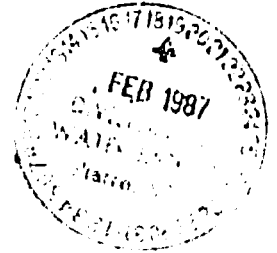
ROLL NO. 11-13

4-29-87

Maxine Stirling

OFFICE: 765-9461
RESIDENCE: 765-2484

LAW OFFICES
OF
A. COE FRANKHAUSER
109 EAST COMMERCIAL
GETTYSBURG, SOUTH DAKOTA 57432



February 18, 1987

Department of Natural Resources
Division of Water Rights
Joe Foss Building
523 East Capitol
Pierre, SD 57501

Gentlemen:

We forward herewith the Notice of Transfer of Water Permit on behalf of Maurice Hobus and Marla Nold, owners, transferring the Water Permit formerly owned by Ed Hobus, now deceased, of Lebanon, South Dakota, together with a check in the amount of \$2.50.

Please forward any correspondence relating to the transfer of the permit to the undersigned on behalf of Mr. Hobus and Mrs. Nold.

Very truly yours,

A handwritten signature in cursive script, appearing to read "A. Coe Frankhauser".

A. Coe Frankhauser

ACF:mrk

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: February 18, 1987

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

195 Acres - E $\frac{1}{2}$ Section 27, T117N-R74W

formerly owned by Ed Hobus, Lebanon, South Dakota

has been transferred to Maurice S. Hobus and Marla Nold, 105 South Potter, Gettysburg, South Dakota 57442 (Please include complete mailing address)
together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. 835-3 as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)
County of POTTER) ss.

Maurice S. Hobus and Marla Nold being first duly sworn on ~~my~~ ^{our} oath depose and say:
That ~~my~~ ^{our} relation to the above described undertaking is that of Owner, that ~~I~~ ^{we} have read the above foregoing statement, and ~~I~~ ^{we} know of ~~my~~ ^{our} own personal knowledge that the information herein stated is true.

Maurice S. Hobus

Marla Nold
(Signed)

Subscribed and sworn to before me this 17th Day of February, 1987.

A. Coe Frenchhauser
(Notary Public)

My Commission Expires:
March 22, 1992

A. Coe Frenchhauser, Potter County,
South Dakota



RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

Pierre, February 19, 1987

RECEIVED OF A. Coe Frankhauser 100 E. Commercial, Gettysburg, SD 57442
the following amount in fees for services rendered as provided for by law: FOR: Maurice S. Polus & Karla
105 S Potter, Gettysburg SD 57442

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. _____		2.50
Fee for Filing Transfer Form 835-3 _____		
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 (CS)

No. 835-3

SOUTH DAKOTA Department of
Water & Natural Resources
Joe Foss Building Water Rights Division
Pierre, South Dakota 57501 Phone (605) 773-3352

February 20, 1987

A. Coe Frankhauser
109 East Commercial
Gettysburg, South Dakota 57442

Dear Sir:

Enclosed is receipt No. 410744 in the amount of \$ 2.50 which you
paid for transfer of Water Right No. 835-3.
Maurice S. Hobus & Marla Nold
Our records now show you as the owners of this Water Right.

Sincerely,

Maxine Stirling
Secretary

ms/
Enc.



835-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOV 14 1994

5792-3

Maurice Hobus and Marla Nold
105 S. Potter
Gettysburg, SD 57442

Dear Mr. Hobus and Ms. Nold:

Enclosed is Water License and Water Permit No. 5792-3. This is the final water right document completing your process of obtaining a Water Right.

At the time you submitted the application for Permit No. 5792-3, we requested an application fee of \$225. The correct filing fee was \$150. The license fee is \$50., with \$25. remaining. This amount will be refunded to you within the next couple of weeks.

For your information SDCL 46-6-27 requires that if the owner of an existing well, such as the well authorized by Water Right No. 5792-3, constructs a replacement well and does not plan to use the old well, the old well is considered abandoned and must be plugged. Also, any well that is being used or is not considered abandoned must be valved and controlled, if flowing, or sealed and capped so that no leaking occurs either underground or at the surface.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water. If you have any questions, please contact our office.

Very truly yours,

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

rd
enclosures

NOTE: The applicable portions of Water License No. 835-3 have been incorporated into this Water License No. 5792-3.

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