

STATE OF NORTH DAKOTA
RE-PERFECTED WATER PERMIT NO. 1777

1. Name of Permit Holder: **UTTKE FAMILY LIMITED PARTNERSHIP, LLC**
Mailing Address: **1140 N MAIN STREET SUITE 12**
SPEARFISH, SD 57783
2. Priority Date: **June 17, 1971**
3. Purpose of use: **Irrigation**
4. Source of Water Supply: **Surface Water**
River: **Unnamed Intermittent Draws**
Tributary of: **Little Missouri River**
5. Point(s) of Diversion:
SW1/4 NE1/4 of Section 23, Township 131 N., Range 106 W., Bowman County
NW1/4 NE1/4 of Section 23, Township 131 N., Range 106 W., Bowman County
6. Amount of water authorized from the respective point(s) of diversion:

Annual Use (Ac-Ft)	Rate (gpm)
69.9	natural flow of spring runoff
7. Description of land irrigated:
13 Acres in the SE1/4SW1/4 Section 14, Township 131 N., Range 106 W.
39.8 Acres in the SW1/4SE1/4 Section 14, Township 131 N., Range 106 W.
28.8 Acres in the SE1/4SE1/4 Section 14, Township 131 N., Range 106 W.

69.9 Total Acres Irrigated

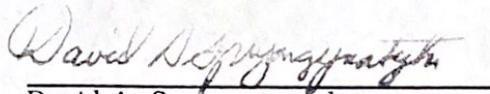
Perfected Water Permit No. 1777, dated January 29, 1987, was perfected for 95.1 acre-feet of water to irrigate 95.1 acres of land located in Sections 14 and 23, both in Township 131 North, Range 106 West, utilizing points of diversion in the SW1/4NE1/4 and the NW1/4NE1/4, in Section 23, Township 131 North, Range 106 West, Bowman County.

On June 26, 1991, Perfected Water Permit No. 1777 was split. The 69.9 acre-feet of water to irrigate 69.9 acres in the SW1/4SE1/4, SE1/4SE1/4, and the SE1/4SW1/4 of Section 14, Township 131 North, Range 106 West, utilizing points of diversion in the SW1/4NE1/4 and the NW1/4NE1/4 of Section 23, Township 131 North, Range 106 West remained under Perfected Water Permit No. 1777.

Now, therefore, by virtue of the authority vested in me by the laws of the State of North Dakota, I hereby approve and confirm the re-perfection of Water Permit No. 01777 setting forth the actual capacity of the works as stated above.

This Re-Perfected Water Permit is subject to the terms, limitations, and conditions stated in the conditional water permit as authorized by Section 61-04-06.2 of the North Dakota Century Code.

SEAL



David A. Sprynczynatyk
North Dakota State Engineer

Date: February 3, 2000

Perfected Water Permit No. 1777

M. C. EMERSON
Notary Public, BURLEIGH CO., N. DAK.
My Commission Expires MAR. 1, 1987

M. C. Emerson
Notary Public

Permit No. 1777

Application for a Permit to Divert and Appropriation the Water of the State of North Dakota



Date received and filed in State Engineer's office.

John Kanger
(Name of Applicant)

address is Granville, State of North Dakota, hereby applies
for a permit to divert and appropriate water of the State of North Dakota as stated herein, subject to exist-
ing rights.

1. Source of proposed appropriation Granville Irrigation District
which is tributary to Little Missouri River

2. A. Amount of water requested 124.5 - 225.0 acre-feet annually
B. Proposed rate of withdrawal of water 30 cubic feet per second
or gallons per minute

3. Points of Diversion:

A. (1) NW 1/4 NE 1/4 Sec. 23 Twp. 13N Rge. 10E
(2) SW 1/4 NE 1/4 Sec. 23 Twp. 13N Rge. 10E
(3) 1/4 Sec. Twp. Rge.

B. If water is to be delivered from storage reservoir complete the following:
and file NDSDWC Form 173:

Location of Reservoir 1/4 Sec. Twp. Rge.
Height embankment above stream bed Ft.
Capacity of Reservoir acre-feet Area of water surface acres

C. If water is to be obtained from well complete the following

Proposed depth well Depth to top of Aquifer
Proposed new well or well casing Depth to Bottom of Aquifer
Has pump been performed if so, by whom
Computed capacity of well

4. Purpose irrigation

A. If purpose is irrigation:

Type of irrigation system water spreading Dates of use
Estimated time required for completion of system 2 years

B. Has the quality of water analysis been made? Class water C
Date Sample taken

5. Description of land to be irrigated (show lot numbers where applicable):

Sec.	Twp.	Rge.	Lot	Ac.	Lot	Ac.	Lot	Ac.	Lot	Ac.	Lot	Ac.	Lot	Ac.	Lot	Ac.	Lot	Ac.	Foot
11	13N	10E																	69.3
22	13N	10E																	66.6
23	13N	10E																	
Total number of acres to be irrigated																			136.5

Located in Granville County, North Dakota

Estimated quantity of water that will be returned to the approximate source from which diverted:

John Kanger
(Applicant's Signature)

NOTE: Above appropriation is merely a declaration of intention to create a water right, approval does not create such right. Water right will be created only if and when water is beneficially used pursuant to conditions and stipulations specified by the State Engineer.

STATE OF NORTH DAKOTA

ASSIGNMENT OF
PERFECTED WATER PERMIT NO. 00579

1. Name of Permit Holder: **UTTKE, VICTOR R. AND ETHELYN J.**
Mailing Address: **1140 NORTH MAIN STREET SUITE 12**
SPEARFISH, SD 57783
2. Priority Date: **August 26, 1953**
3. Nature of use: **Irrigation**
4. Source of Water Supply: **Surface Water**
River: **Little Missouri River**
5. Point(s) of Diversion:
SW1/4 NW1/4 of Section 13, Township 131 N., Range 106 W., Bowman County
6. Amount of water authorized and rate at which it may be diverted from the respective point(s) of diversion:

Annual Use (Ac-Ft)	Rate (gpm)
73.5	450
7. Description of land irrigated:
21.4 Acres in the SW1/4NW1/4 Section 13, Township 131 N., Range 106 W.
10.4 Acres in the NE1/4SW1/4 Section 13, Township 131 N., Range 106 W.
41.7 Acres in the NW1/4SW1/4 Section 13, Township 131 N., Range 106 W.

73.5 Total Acres Irrigated

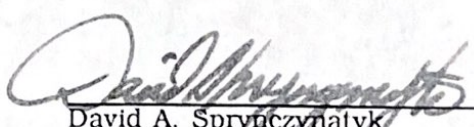
This is to certify that the information stated in a State Water Commission staff memorandum, dated January 4, 2000, indicates said permit is to be assigned to:

Name: **UTTKE FAMILY LIMITED PARTNERSHIP, LLC**
Mailing Address: **1140 NORTH MAIN STREET SUITE 12**
City: **SPEARFISH** State: **SD** Zip: **57783**

Now, therefore, by virtue of the authority vested in me by the laws of the State of North Dakota, I hereby approve and confirm the above Assignment of Perfected Water Permit No. 00579.

This Assignment of Perfected Water Permit No. 00579 is subject to the terms, limitations, and conditions stated in the conditional water permit as authorized by Section 61-04-06.2 of the North Dakota Century Code.

SEAL


David A. Sprynczynatyk
North Dakota State Engineer

Date: January 13, 2000

STATE OF NORTH DAKOTA

PERFECTED WATER PERMIT NO. 00022C

1. Name of Permit Holder: UTTKE FAMILY LIMITED PARTNERSHIP, LLC
Mailing Address: 1130 N MAIN STREET SUITE #4
SPEARFISH, SD 57783
2. Priority Date: April 5, 1909
3. Purpose of use: Irrigation
4. Source of Water Supply: Surface Water
River: Unnamed Intermittent Draws
Tributary of: Little Missouri River
5. Point(s) of Diversion:

W1/2 of Section 10, Township 131 N., Range 106 W., Bowman County
NE1/4 of Section 10, Township 131 N., Range 106 W., Bowman County
6. Amount of water authorized and rate at which it may be diverted from the respective point(s) of diversion:

Annual Use (Ac-Ft)	Storage (Ac-Ft)	Rate (gpm)
12.6 (evaporative loss)	29.1	
48.0		Natural Runoff
7. Description of land irrigated:

48.0 Acres in the N1/2 N1/2 of Section 10, Township 131 N., Range 106 W.

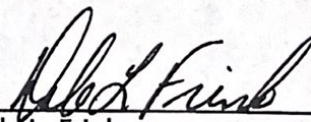
This is to certify that the information stated in the staff memorandum, dated April 16, 2003, indicates the holder(s) of Conditional Water Permit No. 00022C has(ve) completed construction of the works. The project has been inspected to determine the actual capacity of the works, its safety and efficiency, and satisfaction of the requirements as set forth therein for the appropriation of water to a beneficial use.

Now, therefore, by virtue of the authority vested in me by the laws of the State of North Dakota, I hereby approve and confirm the perfection of Water Permit No. 00022C setting forth the actual capacity of the works as stated above.

This Perfected Water Permit is subject to the terms, limitations, and conditions stated in the conditional water permit as authorized by Section 61-04-06.2 of the North Dakota Century Code

SEAL




Dale L. Frink
State Engineer

Date: August 19, 2003

STATE OF NORTH DAKOTA

**ASSIGNMENT OF
PERFECTED WATER PERMIT NO. 00609**

1. Name of Permit Holder: **UTTKE, VICTOR R. AND ETHELYN J.**
Mailing Address: **1140 NORTH MAIN STREET SUITE 12**
SPEARFISH, SD 57783
2. Priority Date: **April 9, 1954**
3. Nature of use: **Irrigation**
4. Source of Water Supply: **Surface Water**
River: **Duck Creek**
Tributary of: **Little Missouri River**
5. Point(s) of Diversion:
NW1/4 NW1/4 of Section 11, Township 131 N., Range 106 W., Bowman County
6. Amount of water authorized and rate at which it may be diverted from the respective point(s) of diversion:

Annual Use (Ac-Ft)	Rate (gpm)
76.0	948

7. Description of land irrigated:

17.3 Acres in the NE1/4NW1/4 Section 11, Township 131 N., Range 106 W.
32.5 Acres in the NW1/4NW1/4 Section 11, Township 131 N., Range 106 W.
23.1 Acres in the SW1/4NW1/4 Section 11, Township 131 N., Range 106 W.
3.0 Acres in the SE1/4NW1/4 Section 11, Township 131 N., Range 106 W.

75.9 Total Acres Irrigated

This is to certify that the information stated in a State Water Commission staff memorandum, dated January 4, 2000, indicates said permit is to be assigned to:

Name: **UTTKE FAMILY LIMITED PARTNERSHIP, LLC**


Mailing Address: **1140 NORTH MAIN STREET SUITE 12**

City: **SPEARFISH** State: **SD** Zip: **57783**

Now, therefore, by virtue of the authority vested in me by the laws of the State of North Dakota, I hereby approve and confirm the above Assignment of Perfected Water Permit No. 00609.

This Assignment of Perfected Water Permit No. 00609 is subject to the terms, limitations, and conditions stated in the conditional water permit as authorized by Section 61-04-06.2 of the North Dakota Century Code.

SEAL ..


David A. Sprynczynatyk
North Dakota State Engineer

Date: January 13, 2000

STATE OF NORTH DAKOTA

ASSIGNMENT OF
PERFECTED WATER PERMIT NO. 00579

1. Name of Permit Holder: **UTTKE, VICTOR R. AND ETHELYN J.**
Mailing Address: **1140 NORTH MAIN STREET SUITE 12**
SPEARFISH, SD 57783
2. Priority Date: **August 26, 1953**
3. Nature of use: **Irrigation**
4. Source of Water Supply: **Surface Water**
River: **Little Missouri River**
5. Point(s) of Diversion:

SW1/4 NW1/4 of Section 13, Township 131 N., Range 106 W., Bowman County

6. Amount of water authorized and rate at which it may be diverted from the respective point(s) of diversion:

Annual Use (Ac-Ft)	Rate (gpm)
73.5	450

7. Description of land irrigated:

21.4 Acres in the SW1/4NW1/4 Section 13, Township 131 N., Range 106 W.
10.4 Acres in the NE1/4SW1/4 Section 13, Township 131 N., Range 106 W.
41.7 Acres in the NW1/4SW1/4 Section 13, Township 131 N., Range 106 W.

73.5 Total Acres Irrigated

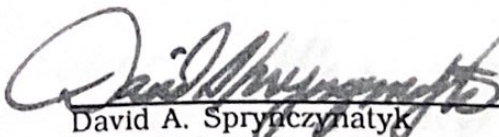
This is to certify that the information stated in a State Water Commission staff memorandum, dated January 4, 2000, indicates said permit is to be assigned to:

Name: **UTTKE FAMILY LIMITED PARTNERSHIP, LLC**
Mailing Address: **1140 NORTH MAIN STREET SUITE 12**
City: **SPEARFISH** State: **SD** Zip: **57783**

Now, therefore, by virtue of the authority vested in me by the laws of the State of North Dakota, I hereby approve and confirm the above Assignment of Perfected Water Permit No. 00579.

This Assignment of Perfected Water Permit No. 00579 is subject to the terms, limitations, and conditions stated in the conditional water permit as authorized by Section 61-04-06.2 of the North Dakota Century Code.

SEAL


David A. Spryńczynatyk
North Dakota State Engineer

Date: January 13, 2000

STATE OF NORTH DAKOTA

ASSIGNMENT OF
PERFECTED WATER PERMIT NO. 00609

1. Name of Permit Holder: **UTTKE, VICTOR R. AND ETHELYN J.**
Mailing Address: **1140 NORTH MAIN STREET SUITE 12**
SPEARFISH, SD 57783
2. Priority Date: **April 9, 1954**
3. Nature of use: **Irrigation**
4. Source of Water Supply: **Surface Water**
River: **Duck Creek**
Tributary of: **Little Missouri River**
5. Point(s) of Diversion:
NW1/4 NW1/4 of Section 11, Township 131 N., Range 106 W., Bowman County
6. Amount of water authorized and rate at which it may be diverted from the respective point(s) of diversion:

Annual Use (Ac-Ft)	Rate (gpm)
76.0	948

7. Description of land irrigated:

17.3 Acres in the NE1/4NW1/4 Section 11, Township 131 N., Range 106 W.
32.5 Acres in the NW1/4NW1/4 Section 11, Township 131 N., Range 106 W.
23.1 Acres in the SW1/4NW1/4 Section 11, Township 131 N., Range 106 W.
3.0 Acres in the SE1/4NW1/4 Section 11, Township 131 N., Range 106 W.

75.9 Total Acres Irrigated

This is to certify that the information stated in a State Water Commission staff memorandum, dated January 4, 2000, indicates said permit is to be assigned to:

Name: **UTTKE FAMILY LIMITED PARTNERSHIP, LLC**

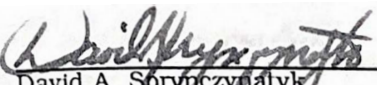
Mailing Address: **1140 NORTH MAIN STREET SUITE 12**

City: **SPEARFISH** State: **SD** Zip: **57783**

Now, therefore, by virtue of the authority vested in me by the laws of the State of North Dakota, I hereby approve and confirm the above Assignment of Perfected Water Permit No. 00609.

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SEAL


David A. Sprynczyk
North Dakota State Engineer

Date: January 13, 2000

STATE OF NORTH DAKOTA

PERFECTED WATER PERMIT NO. 00022C

1. Name of Permit Holder: **UTTKE FAMILY LIMITED PARTNERSHIP, LLC**
Mailing Address: **1130 N MAIN STREET SUITE #4**
SPEARFISH, SD 57783
2. Priority Date: **April 5, 1909**
3. Purpose of use: **Irrigation**
4. Source of Water Supply: **Surface Water**
River: **Unnamed Intermittent Draws**
Tributary of: **Little Missouri River**
5. Point(s) of Diversion:
W1/2 of Section 10, Township 131 N., Range 106 W., Bowman County
NE1/4 of Section 10, Township 131 N., Range 106 W., Bowman County
6. Amount of water authorized and rate at which it may be diverted from the respective point(s) of diversion:

Annual Use (Ac-Ft)	Storage (Ac-Ft)	Rate (gpm)
12.6 (evaporative loss)	29.1	
48.0		Natural Runoff

7. Description of land irrigated:

48.0 Acres in the N1/2 N1/2 of Section 10, Township 131 N., Range 106 W.

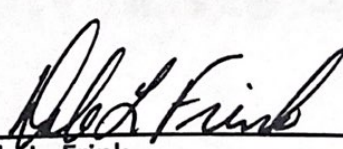
This is to certify that the information stated in the staff memorandum, dated April 16, 2003, indicates the holder(s) of Conditional Water Permit No. 00022C has(ve) completed construction of the works. The project has been inspected to determine the actual capacity of the works, its safety and efficiency, and satisfaction of the requirements as set forth therein for the appropriation of water to a beneficial use.

Now, therefore, by virtue of the authority vested in me by the laws of the State of North Dakota, I hereby approve and confirm the perfection of Water Permit No. 00022C setting forth the actual capacity of the works as stated above.

This Perfected Water Permit is subject to the terms, limitations, and conditions stated in the conditional water permit as authorized by Section 61-04-06.2 of the North Dakota Century Code



SEAL


Dale L. Frink
State Engineer

Date: August 19, 2003

STATE OF NORTH DAKOTA

ASSIGNMENT OF
PERFECTED WATER PERMIT NO. 00579

1. Name of Permit Holder: **UTTKE, VICTOR R. AND ETHELYN J.**
Mailing Address: **1140 NORTH MAIN STREET SUITE 12**
SPEARFISH, SD 57783
2. Priority Date: **August 26, 1953**
3. Nature of use: **Irrigation**
4. Source of Water Supply: **Surface Water**
River: **Little Missouri River**
5. Point(s) of Diversion:

SW1/4 NW1/4 of Section 13, Township 131 N., Range 106 W., Bowman County

6. Amount of water authorized and rate at which it may be diverted from the respective point(s) of diversion:

Annual Use (Ac-Ft)	Rate (gpm)
73.5	450

7. Description of land irrigated:

21.4 Acres in the SW1/4NW1/4 Section 13, Township 131 N., Range 106 W.
10.4 Acres in the NE1/4SW1/4 Section 13, Township 131 N., Range 106 W.
41.7 Acres in the NW1/4SW1/4 Section 13, Township 131 N., Range 106 W.

73.5 Total Acres Irrigated

This is to certify that the information stated in a State Water Commission staff memorandum, dated January 4, 2000, indicates said permit is to be assigned to:

Name: **UTTKE FAMILY LIMITED PARTNERSHIP, LLC**

Mailing Address: **1140 NORTH MAIN STREET SUITE 12**

City: **SPEARFISH**

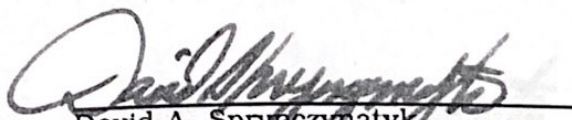
State: **SD**

Zip: **57783**

Now, therefore, by virtue of the authority vested in me by the laws of the State of North Dakota, I hereby approve and confirm the above Assignment of Perfected Water Permit No. 00579.

This Assignment of Perfected Water Permit No. 00579 is subject to the terms, limitations, and conditions stated in the conditional water permit as authorized by Section 61-04-06.2 of the North Dakota Century Code.

SEAL


David A. Sprynczynatyk
North Dakota State Engineer

Date: January 13, 2000