#### 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

Purpose of use:

Irrigation

4. Source of Water Supply:

River:

Surface Water

**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:

1.3 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

### OFFICE OF STATE ENGINEER STATE OF NORTH DAROTA

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Condi	tional	Permit	No	177	7	_Pric	ority	Date_			lune	17.	1971			148	149		
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Fernit No. 1777

# Application for a Fermit to Divert and Appropriate Com-

JUNI 7 1971 Thus reserved and filled in State Engineer's affice orre Kruser (Nume of Applicant)

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	·e/4	seb a ributary to 151614 Fishmani Rivar
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	(8)	Proposed rate of withdrawal of water 50 cubic feet per second
		er guillens par minute
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		(3) SV 15 NS 16 Sec 27 Top 13) Nye 106
		(0) 1/4 1/4 See Twp Nye
	3.	If enter is to be delivered from storage reservoir complete the following: and dile NOSWC Form 178-
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		Capacity of Reservoir sero-last Area of water surface series
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Applicant's Signature

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### 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

#### PERFECTED WATER PERMIT NO. 00022C

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) 48.0

29.1

**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

State Engineer

Date: August 19, 2003

### ASSIGNMENT OF PERFECTED WATER PERMIT NO. 00609

1. Name of Permit Holder: Mailing Address: UTTKE, VICTOR R. AND ETHELYN J. 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 Duck Creek

River: 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) 948

76.0

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 ..

North Dakota State Engineer

#### ASSIGNMENT OF PERFECTED WATER PERMIT NO. 00579

1. Name of Permit Holder:

Mailing Address:

UTTKE, VICTOR R. AND ETHELYN J. 1140 NORTH MAIN STREET SUITE 12

SPEARFISH, SD 57783

2. Priority Date:

August 26, 1953

3. Nature of use:

Irrigation

Source of Water Supply:

River:

**Surface Water** 

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) 73.5

Rate (gpm) 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.

North Dakota State Engineer

### ASSIGNMENT OF PERFECTED WATER PERMIT NO. 00609

1. Name of Permit Holder: Mailing Address:

UTTKE, VICTOR R. AND ETHELYN J.

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

North Dakota State Engineer

### PERFECTED WATER PERMIT NO. 00022C

1. Name of Permit Holder:

Mailing Address:

UTTKE FAMILY LIMITED PARTNERSHIP, LLC

1130 N MAIN STREET SUITE #4

SPEARFISH, SD 57783

**Priority Date:** 

April 5, 1909

3. Purpose of use:

Irrigation

4. Source of Water Supply:

River:

**Surface Water** 

**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)

48.0

Storage (Ac-Ft)

Rate (gpm)

12.6 (evaporative loss)

29.1

**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

## ASSIGNMENT OF PERFECTED WATER PERMIT NO. 00579

1. Name of Permit Holder:

Mailing Address:

UTTKE, VICTOR R. AND ETHELYN J. 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. Sprydczynatyk North Dakota State Engineer