

**Appendix B**

**Vested Drainage Right  
Registration Form**

1. Claimant of Vested Drainage Right:

Name: \_\_\_\_\_  
                    (Last)                    (First)                    (MI)

Political Subdivision or Company Name (If applicable)

\_\_\_\_\_

Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Co-Owner or Other Interested Owner: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

2. A. State the legal description of the land from which the water is drained  
(dominant estate)

\_\_\_\_\_ 1/4 of the \_\_\_\_\_ 1/4 of section \_\_\_\_\_, Twp. \_\_\_\_\_,  
Range \_\_\_\_\_, in the County of \_\_\_\_\_.

B. State the legal description of the land onto which the water is drained  
(servient estate):

\_\_\_\_\_ 1/4 of the \_\_\_\_\_ 1/4 of section \_\_\_\_\_, Twp. \_\_\_\_\_,  
Range \_\_\_\_\_, in the County of \_\_\_\_\_.

C. State the legal description of the land for which the drainage right is claimed, if different than A, above (prescriptive right):

\_\_\_\_\_ 1/4 of the \_\_\_\_\_ 1/4 of section \_\_\_\_\_, Twp. \_\_\_\_\_, Range \_\_\_\_\_, in the County of \_\_\_\_\_.

3. The man-made modifications consist of \_\_\_\_\_ (i.e. drain tile, ditch, levee, dike, etc.) Generally described the modifications in terms of length, depth, width, etc. (i.e. a ditch 3 ft. deep and 80 ft. long):

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4. The claimed drainage right has existed since:

A. \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_; or

Mo. Day Year

B. \_\_\_\_\_ Unknown

5. State the general course and direction of the flow of water by means of the drainage right:

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6. State the general course and direction of the natural flow:

A. \_\_\_\_\_ same as paragraph 5; or

B. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

7.State any facts you believe relevant to the vested drainage rights:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Dated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

|                              |             |
|------------------------------|-------------|
| _____                        | _____       |
| Signature                    | Signature   |
| <b>STATE OF SOUTH DAKOTA</b> | )           |
|                              | ) <b>SS</b> |
| <b>COUNTY OF DAVISON</b>     | )           |

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, \_\_\_\_\_, the undersigned officer, personally appeared \_\_\_\_\_, known to me or satisfactorily proven to be the person whose name(s) \_\_\_\_\_ subscribed to the within instrument and acknowledge that \_\_\_he\_\_\_ executed the same for the purposed therein contained.

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

(Seal) \_\_\_\_\_  
Notary Public

**STATE OF SOUTH DAKOTA**

)

) **SS**

**COUNTY OF DAVISON**

)

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, before me, \_\_\_\_\_, the undersigned officer, personally appeared \_\_\_\_\_, known to me or satisfactorily proven to be the person whose name(s) \_\_\_\_\_ subscribed to the within instrument and acknowledge that \_\_\_he\_\_\_ executed the same for the purposed therein contained.

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

(Seal)

\_\_\_\_\_  
Notary Public