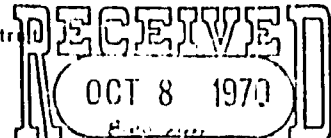


Water Right Number 912-1

1. Considered January 20, 19 71
2. Name of Applicant W. Gilbert Alan
3. Post Office Address Whitewood, S.D.
4. Amount of water claimed 1.46
5. Source of water supply Whitewood Creek and ground water well
6. Water to be used for irrigation
Acres to be irrigated 101.80
7. Water to be diverted and used in Lawrence County
about 12 Miles E of SPEARFISH
8. Proof of Publication
Received 12.31.70
Not received _____
9. Application
Approved A
Subject to _____
Not approved _____
Action deferred _____

10. Remarks:

SEE LETTER

No. 912-1Map No. 761-1 Water Division No. 1 BELLE FOURCHE RIVER
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

STATE WATER RESOURCES COM.
 PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE: Draw a line through items not applicable)

1. Name of Applicant W. Gilbert Alan
 Post-office address Whitewood State South Dakota
 If a corporation show date and place of incorporation no
2. Method of accomplishing work (contract, employment of others, or by direct labor) Direct Labor
3. Name of diversion work Alan Sprinkler Irrigation Facility #1
4. Amount of water claimed (cubic feet per second) 1.46
5. Source of water supply Proposed Well and Pump From Whitewood Creek
6. Location of point of diversion See Attachment

County Lawrence

7. Annual period or periods during which water is to be used May through October
8. Use to be made of water. (irrigation, industrial, municipal, commercial, recreation, etc.) Irrigation
9. For irrigation use. Total number of acres to be irrigated 101.2

List below each fraction, subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.	
Land Description	No. Acres Irr.
<u>See Attachment</u>	

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 4 years. Additional time required to complete application of water to the proposed beneficial use 4 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Deadwood Pioneer Times
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

Upper and lower pump stations on right bank of Whitewood Creek and a proposed shallow well

B. Works proposed to transport water to place of use.

Six-inch all pipeline

C. Works proposed to apply water to beneficial use.

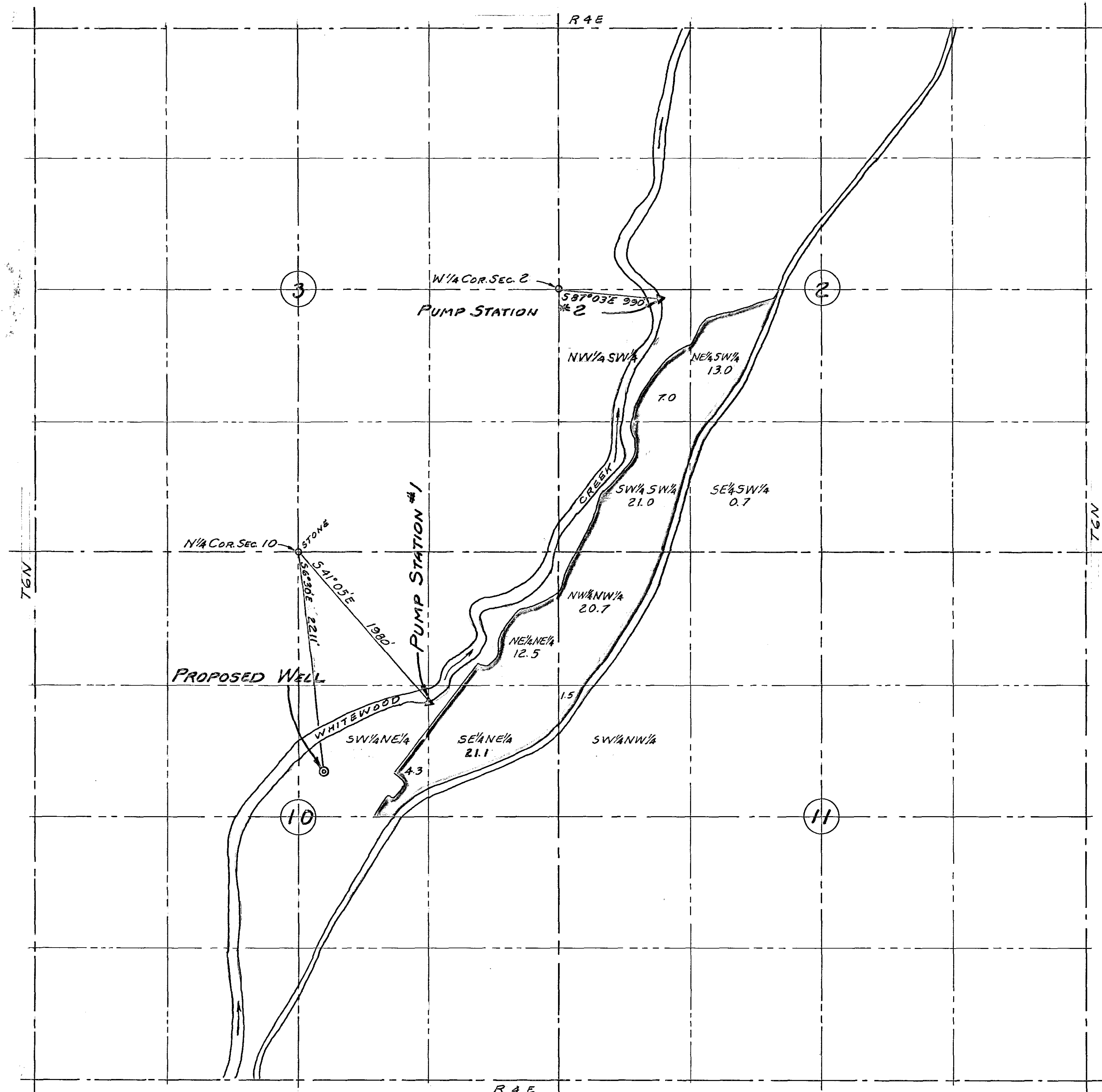
Sprinkler or pipelineEstimated Total Cost \$ 6,600.Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of MeadeI, W. Gilbert Alan the applicant, certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.Subscribed and sworn to before me this 6th day of October, 1970

Notary Public (or other qualified officer)

NOTARY PUBLIC, SOUTH DAKOTA
My Commission Expires Mar. 27, 1975



LOCATION OF IRRIGABLE LAND

SEC. 10, T6N, R4E, B.H.M.

SW 1/4 NE 1/4 4.3 Ac.
SE 1/4 NE 1/4 21.1 "
NE 1/4 NE 1/4 12.5 "

SEC. 11.

SW 1/4 NW 1/4 1.5 Ac.
NW 1/4 NW 1/4 20.7 "

SEC. 2

SW 1/4 SW 1/4 21.0 Ac.
SE 1/4 SW 1/4 0.7 "
NW 1/4 SW 1/4 7.0 "
NE 1/4 SW 1/4 13.0 "

Total Irrigable Land 101.8 Acres

LEGEND

— Limits of Irrigable Land
— Section Line
— 1/4 Line
— 1/6 Line

Scale: 1" = 660'

SURVEYOR'S CERTIFICATE:

I, George G. Ross, registered land surveyor do hereby certify that at the direction of the owner, I have from aerial photo, prepared the proposed irrigation project as shown on this map. The distances and locations of well site and pump stations are as shown.

George G. Ross
Registered Land Surveyor
SOUTH DAKOTA
486
ROSS

ACKNOWLEDGEMENT OF SURVEYOR:

STATE OF S. DAK., LAWRENCE COUNTY
Be it remembered that on this 2nd day of October, 1970 before me, the undersigned, a notary public, personally appeared George G. Ross known to me to be the person, described in, and who, executed the surveyor's certificate. My commission expires August 15, 1975.

Alta Shoop
Notary Public
SOUTH DAKOTA

W. GILBERT ALAN
ALAN SPRINKLER
IRRIGATION FACILITY #1

IRRIGABLE LAND AS SHOWN
IN PART OF SEC. 10, 11 & 2 - T6N - R4E B.H.M.
WHITEWOOD, LAWRENCE COUNTY, S. DAK.

Brady Engineering Consulting Engineers Spearfish, South Dakota	Acct. No. WRS-63 Drawn By: G.G.R. Checked By:	Scale: 1" = 660' Date: Oct. 2, 1970 Sheet 1 of 1
--	---	--

MAP NO 761-1 (APPL NO 912-1)

POINTS OF DIVERSION

Pump Station #1

S 41° 05' E, 1,980 feet from NW $\frac{1}{4}$ corner of Section 10, T6N, R4E, B.H.M., on right bank of Whitewood Creek as shown.

Pump Station #2

S 87° 03' E, 990 feet from NW $\frac{1}{4}$ corner of Section 2, T6N, R4E, B.H.M., on right bank of Whitewood Creek as shown.

Proposed Well

S 60° 30' E, 2,211 feet from NW $\frac{1}{4}$ corner of Section 10, T6N, R4E, B.H.M. Well estimated to be 2 $\pm$ feet deep.

IRRIGATED ACRES

Section 10, T6N, R4E, B.H.M.

Irrigated Acres

SW $\frac{1}{4}$ NE $\frac{1}{4}$	4.3
SE $\frac{1}{4}$ NE $\frac{1}{4}$	21.1
NE $\frac{1}{4}$ NE $\frac{1}{4}$	12.5

Section 11, T6N, R4E, B.H.M.

SW $\frac{1}{4}$ NW $\frac{1}{4}$	1.5
NW $\frac{1}{4}$ NW $\frac{1}{4}$	20.7

Section 2, T6N, R4E, B.H.M.

SW $\frac{1}{4}$ SW $\frac{1}{4}$	21.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	0.7
NW $\frac{1}{4}$ SW $\frac{1}{4}$	7.0
NE $\frac{1}{4}$ SW $\frac{1}{4}$	13.0

TOTAL IRRIGATED ACRES 101.3

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 912-1 ELM, Box 7
W. GILBERT ALAN WHITEWOOD
 (Applicant) (Post Office Address)
SOUTH DAKOTA With the following modifications:
 (State)

LOW FLOWS OF WHITEWOOD CREEK AS NEEDED FOR DOWNSTREAM DOMESTIC USE, INCLUDING LIVESTOCK WATERING MUST BE BY-PASSED

The irrigation well approved under this Permit is located near domestic wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in existing domestic wells.

Date of first receipt of application OCTOBER 8 19 70
 Date of return to applicant for correction, amendments or changes required --- 19 ---
 Date of receipt of corrected application --- 19 ---
 Approved JANUARY 20 19 71 Recorded in Book 11 Page 215

WATER RIGHT PERMIT NO. 912-1

The Water Resources Commission hereby grants and issues this Water Right Permit No. 912-1 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is OCTOBER 8 19 70
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JANUARY 20 19 73
3. The whole of said work is to be completed on or before JANUARY 20 19 75 76
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 20 19 79 80
5. The water appropriated shall be used for the purpose of IRRIGATION
6. 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.
7. The amount of the appropriation herein granted shall not exceed 1.46 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and 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 JANUARY 20 19 79; said water to be used during the following described annual period: MAY THRU OCTOBER

Witness my hand this 22ND day of JANUARY 19 71

WATER RESOURCES COMMISSION

By:

Richard L. Miller
 Chief Engineer, Executive Officer

Certificate of Construction Issued JANUARY 19 19 82

Water License Issued JANUARY 19 19 82

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

- (1) Drill Hole, Diameter 42", Depth 40' ±
- (2) Casing, Type C.M.P. Diameter 36" Thickness
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type Slots in C.M.P., Diameter 1" x 1/2", Length 12
- (4) Gravel Pack, Thickness 6", Length of gravel pack 15' ±

E. Dugout Information or Estimates.

- (1) Surface dimensions , Depth

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials. Creek Gravel

Depth to top of water bearing material 8'

Depth to bottom of water bearing material 35' ±

Thickness of water bearing material 30' ±

Depth to water (ground surface to water level) 8' ±

- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property 35 rds. On property owned by others 50 rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

W. Gilbert Allen
Signature of Applicant

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 912-1.

(1) WHEREAS, On the 9th day of October A. D. 19 70

W. Gilbert Alan

made Water Right Application No. 912-1 for a permit to use 1.46 cubic feet per second of the waters of Whitewood Creek and groundwater (one well)*

County of Lawrence, State of South Dakota, for irrigation purposes; and

(2) WHEREAS, On the 20th day of January A. D. 19 71

Permit No. 912-1, with a date of priority of October 8, 1970 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 20th day of January A. D. 19 76 and for the application to beneficial use of said water on or before the 20th day of January A. D. 19 80

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 1.4 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,

~~to irrigate the following lands all in T6N, R4E~~

SECTION 7	acres
NE 1/4 NW 1/4 (BB)	6
NE 1/4 SW 1/4 (CA)	14
SW 1/4 SW 1/4 (CC)	21
SE 1/4 SW 1/4 (CD)	2

Section 10	acres	
NE 1/4 NE 1/4 (AA)	12	
SW 1/4 NE 1/4 (AG)	2	* Well has been constructed but not used,
SE 1/4 NE 1/4 (AD)	21	has no pump or motor

Section 11	acres
NE 1/4 NW 1/4 (BB)	21
SW 1/4 NW 1/4 (DC)	2

TOTAL 101 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 W. Gilbert Allen

of Whitewood SD

the holder _____ and owner _____ of said permit No. 912-1 a water right, dating from October 8, 1970

to use of 1.4 cubic feet per second of the waters

of Whitewood Creek

in the County of Lawrence and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned, to be diverted at on Whitewood Creek between Point "A" 1370 ft

south and 1320 feet west of the NE corner, Section 10 and Point "B" 1220 feet

east of W 1/4 corner Section 2, all in T6N, R4E

and conducted to and upon land in Sections 2, 10, 11, T6N, R4E more fully

described on the face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 912-1 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 19th day of January A. D.
Nineteen Hundred and Eighty Two

WATER MANAGEMENT BOARD

By: John Hatch
Chief Engineer, Executive Officer
JOHN HATCH

Permit No. 912-1

Water Diversion No. 1 Belle Fourche River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That W. Gilbert Alan

_____ the holder _____ of
Permit No. 912-1, issued upon Application No. 912-1, bearing date of priority of October 8,

1970 authorizing the diversion of 1.46 cu. ft. per second of the waters of _____
* groundwater (one well)
on Whitewood Creek County of Lawrence, State of South Dakota at _____
on Whitewood Creek between Point "A", 1370 feet south and 1320 feet west of the
NE corner, Section 10 and Point "B", 1220 feet east of W 1/4 corner, Section 2,
all in T6N, R4E, for irrigation

purposes, has 8 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 1.4 cu. ft. per second of water.

Date January 19, 1982

* Well constructed not used.

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 912-1

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Lawrence) ss.

I, Dorothy A. Moore hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Lead Daily Call/Pioneer Times

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 Lead

County of Lawrence and State of South Dakota;
that the said notice was published in said newspaper on the following
four dates:

November 23, 1970

November 30, 1970

December 7, 1970

December 14, 1970

Dorothy A. Moore
(Signature)

Bookkeeper
(Title)

December 14, 1970
(Date Signed)

NOTICE
INTENT TO APPROPRIATE WATER
Pierre, South Dakota 57501
November 13, 1970
Notice is hereby given that W. Gilbert
Alan whose post office address is White-
wood, South Dakota, has made an applica-
tion in accordance with the provisions
of the water laws of South Dakota for
a permit to appropriate for beneficial use
1.48 cubic feet of water per second of
time from Whitewood Creek and ground
water through the Alan Sprinkler System
No. 1, the point of diversion, for the
ground water is to be located in the
SW 1/4, NE 1/4, Section 10 and from White-
wood Creek between points in the SE 1/4,
NE 1/4, Section 10, and in the NW 1/4 SW 1/4
of Section 2, Twp. 6N, Range 4E. Said
water to be used for the purpose of pro-
viding irrigation on portions of the follow-
ing described land: SW 1/4 Section 2, W 1/4,
NW 1/4, Section 11; SW 1/4 NE 1/4 and NE 1/4
NE 1/4, Section 10, all in T6N, R4E.
This application No. 912-1 will be consid-
ered by the Water Resources Commission
at their office at Pierre upon the
20th day of January, 1971, at 2:00 P.M.
All interested persons may appear and be
heard.
WATER RESOURCES COMMISSION
Barclay F. Jensen,
Water Rights Specialist
at: W. Gilbert Alan, Whitewood, S. D.
Not. 22, 30, Dec. 7, 11

DEC 31 1970

Form 6 - Notice of Intent to Appropriate Water

912-1

Publish first publication, on or before December 24, 1970

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

November 13, 1970

Notice is hereby given that W. Gilbert Alan

whose post office address is Whitewood, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.46

cubic feet of water per second of time from the Whitewood Creek and ground water through the

Alan Sprinkler System #1 for the ground water

SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10 and from Whitewood Creek between points in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, and in the NW $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 2, Twp. 6N, Range 4E. Said water to be used for the purpose of providing irrigation on the following described land:

SW $\frac{1}{4}$, Section 2; W $\frac{1}{2}$ NW $\frac{1}{4}$, Section 11; S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 10, all in T6N, R4E

912-1

This application No. 20th will be considered by the Water Resources Commission at their office at Pierre upon the January 7, 1970, at 2:00 P. M. All interested persons may appear and be heard.

WATER RESOURCES COMMISSION

cc: W. Gilbert Alan, Whitewood, S.D.

By:

BURTON F. JONES, Water Rights Specialist

APPLICATION FOR EXTENSION OF TIME

Water Rights Commission

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

June 30, 1975

Date _____

Dear Sirs:

In Water Right Permit No. 912-1 it is specified that the water diversion system is to be completed by January 20, 19 75 and that the water is to be put to the limit of beneficial use by January 20, 19 79.

I hereby request that the date for completing the diversion system be extended to January 20, 19 76 and that the date for putting the water to the limit of beneficial use be extended to January 20, 19 80.

The extension of time for the completion of these works is requested for the following reasons: Whitewood check pollution not yet cleared up.

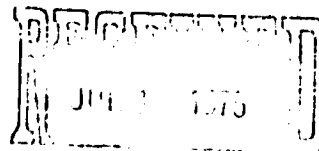
Enclosed herewith is a fee of \$1.00 to pay the cost of filing this request for extension of time.

Gilbert Alan

(Signed)

Holder of Permit No. 912-1APPROVED: 7-24-75

WATER RESOURCES COMMISSION

By: Burlon JonesSTATE WATER RIGHTS COM.
PIERRE, SOUTH DAKOTA

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

June 10, 1981

Gilbert Alan
Whitewood, SD 57793

Mr. Alan:

The rules adopted by the Water Management Board for establishing a water use control area on the Belle Fourche River, Whitewood Creek and Owl Creek requires that the water right holder be assessed a fee of ten dollars for each cubic foot per second or portion thereof of the diversion capability of the diversion works plus twenty-five cents for each acre irrigated as shown by the water rights of record in the Division of Water Rights. These fees are required to be paid to the Division of Water Rights by July 1, 1981.

Permits for which fees have not been paid by July 1, 1981 shall be refused the right to divert water for the remainder of the year. The fees paid will be used to defray the costs of providing water master services within the water use control area. The following is a tabulation of your assessment.

<u>Permit No.</u>	<u>Diversion Rate</u>	<u>Acreage</u>	<u>Fee</u>
912-1	1.46 cfs	101.80	\$45.50
TOTAL			\$45.50

Please make check or money order payable to the Dept. of Water and Natural Resources and send to the Division of Water Rights, Joe Foss Building, Pierre, SD 57501.

If you have any questions, do not hesitate to contact this office.

Very truly yours,
John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

JH/JW/gy

Equal Opportunity Employer

RECEIPT

WATER RIGHTS COMMISSION
State of South Dakota

No 4 8294

PIERRE, June 18, 19 81

RECEIVED OF Gilbert Alan, Whitewood, SD 57793

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to appropriate Water No. (examination, processing, recording and filing)		
Fee for inspecting construction, and issuing Cert. of Construction No.		
Fee for inspecting Beneficial Use, and issuing Water License No.		
Fee for issuing Location Certificate-177 Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for water master services on WRF 912-1 (any other work as provided by law)	45	00=
TOTAL	45	00

WATER RIGHTS COMMISSION

By *[Signature]*
Chief Engineer, Executive Officer
JOHN HATCH / 447

Belle Fourche River and Tributaries
Water Use Control Area
Financial Report
1981

Summary of Receipts and Expenditures
June, 1981 - July, 1981

	Receipts	Disbursements	Balance
Collections (Water User's fees)	\$7,379.37	\$	\$
Watermaster (Salary and Mileage)	\$7,379.37	2,028.62	5,350.75
		\$2,028.62	\$5,350.75

Detailed Report of Receipts

No.	Name	Diversion Rate	Acreage	Receipts (total fee)	Amount Returned
789-1	Louis Budmayr	0.90	95.50	\$ 34.00	\$ 30.10
429-1	Ed Brunner & Son	1.43	106.00	46.50	41.16
429-1A	Mel Pittman	1.07	79.00	40.00	35.41
506-1	Bob Bartels	.23	17.00	14.25	12.61
892-1	Bob Bartels	1.00	70.00	27.50	24.34
417-1A	Quinten & Karen Watson	.53	78.00	29.50	26.11
417-1B	Clarence Anderson	1.43	206.00	64.00	56.65
417-1	Mrs. Eddie (Vivian) Anderson	1.15	69.00	69.50	61.52
531-1	Ruby Dillinger	1.27	89.29	42.50	37.62
1162-1	Charles & Dorothy Shaykett	4.61	324.70	131.00	115.96
1210-1	Charles & Dorothy Shaykett	1.80	128.30	52.00	46.03
1132-1	Ezra Pauley	4.00	285.00	111.25	98.48
1204-1	Art Heitz, Jr.	2.19	153.00	68.75	60.41
1205-1	Harlan K Schnell	1.88	132.00	53.00	46.91
1215-1	H L & Mildred Brunner	3.00	264.50	96.12	85.08
418-1	Alex Miller	1.67	117.00	49.25	43.59
1213-1	Robert W Grant	1.43	100.00	45.00	39.83
419-1	Herman Stark	2.50	179.00	74.75	66.17
421-1	Lee Dutton	2.50	175.00	73.75	65.28
1049-1	Thorval Jensen	1.47	103.00	45.75	40.50
1122-1	Thorval Jensen	4.88	324.14	135.75	120.16
1160-1	Thorval Jensen	1.90	133.49	53.50	47.36
1029-1	Homestake Mining	1.39	97.00	44.25	39.17
910-1	Donald Halbmaier	2.50	175.00	73.75	65.28
1165-1	Tom Bowen	2.85	200.00	80.00	70.81
722-1	Edith Anderson & Tom Bowen	2.80	196.00	79.00	69.93
1148-1	Homestake Mining	13.50	948.00	377.00	333.71
430-1	Gerald Wetz	1.65	116.00	49.00	43.37
432-1	Roy Casteel	4.30	307.00	126.75	112.20
414-1	Mary Ann Schummer	3.40	239.00	99.75	88.30
411-1	Edward Poss	5.10	452.00	173.00	153.13
440-1	David A Richards	5.00	416.00	154.00	130.32
1149-1	Homestake Mining	3.20	226.00	96.50	85.42
1150-1	Homestake Mining	7.60	534.00	213.50	188.98
437-1	McNenny Ranch Inc.	5.90	410.00	164.50	145.61
1151-1	Homestake Mining	5.50	390.00	157.50	139.41
821-1	George Levin & Sons	7.00	490.00	192.50	170.40
1136-1	George Levin & Sons	3.07	215.00	93.75	82.98

Detailed Report of Receipts Cont.

No.	Name	Diversion Rate	Acreage	Receipts (total fee)	Amount Returned
1152-1	Homestake Mining	6.60	462.00	\$ 185.50	\$ 164.20
449-1	George Wurnig	5.00	365.00	171.25	151.59
1153-1	Homestake Mining	6.10	428.00	177.00	156.68
311-1	Luster Clark	16.61	1,163.60	461.00	408.06
310-1	Lester Clark	6.76	473.20	188.50	166.85
248-1	Lawrence Burke	0.90	64.00	26.00	23.01
1077-1	Charles M Arneson	1.44	131.00	52.75	46.69
165-1	Trigg Ranches Inc.	4.30	301.00	275.00	243.42
122-1	Trigg Ranches Inc.	3.75	263.00		
1146-1	Trigg Ranches Inc.	1.89	336.00		
928-1	Charles Wennberg	2.20	155.00	68.75	60.86
912-1	Gilbert Alan	1.46	101.80	45.50	40.28
926-1	Donald Barger	2.04	143.00	65.75	58.20
1176-1	Arthur J Odekoven	2.30	163.00	70.75	62.63
1190-1	Neil Shuck	3.53	247.00	101.75	90.07
611-1	Alex Miller	3.35	235.00	98.75	87.41
569-1	Ramona McFarland	0.97	68.00	27.00	23.90
870-1	Eugene C Bishop	0.70	49.00	22.25	19.70
401-1	Kenneth & Dorothy Aker	1.88	132.00	53.00	46.91
135-1	Walter Hoffman	3.11	220.00	95.00	84.09
408-1	James A Mickelson	3.10	218.00	94.50	83.65
469-1	Raymond Garness	1.30	91.00	42.75	37.84
1218-1	William Dillinger	.40	42.00	20.75	18.37
1222-1	John Ismay(Norman)	1.11	79.00	35.75	35.19
1154-1	Homestake Mining	4.50	319.00	129.75	114.85
285-1	Edgar Colin Smart	1.42	150.00	67.50	---
331-1	Anna Stetta (Louis Budmayr)	1.87	131.00	52.75	---
472-1	Timothy Reich	2.00	167.84	62.00	---
275-1	John Durr	1.90	133.00	53.25	---
271-1	Herbert Clarkson	.05	43.00	20.75	---
296-1	Robert Helmer	2.50	179.00	74.75	---
308-1	Lewis Bertolotto	.64	45.00	21.25	---
282-1	James Jeffrey	1.05	73.70	38.50	---
1182-1	George Leach	1.60	108.00	47.00	---
228-1	Thornton Vallery	.72	54.17	23.75	---
290-1	Thornton Vallery	5.50	386.00	156.50	---
264-1	Thornton Vallery	.22	15.30	14.00	---
321-1	Clarence & Lawrence Foos	1.64	115.00	48.75	---
962-1	Ione A Shevling	3.00	251.00	92.75	---
960-1	Thornton & Gwenivere Vallery	.50	35.00	18.75	---
289-1	Thornton & Gwenivere Vallery	1.02	75.00	38.75	---
273-1	Ruben & Esther Kling	.46	32.60	18.25	---
273-1A	Ruben & Esther Kling	1.54	108.40	47.25	---
1177-1	Ruben & Esther Kling	3.30	231.00	97.75	---
416-1	Creta & Leslie Miner	2.66	198.00	79.50	---
865-1	Solomn Stark	2.14	150.00	67.50	---
287-1	David G Rathbun	2.20	154.00	68.50	---
1126-1	John Lewis	3.11	339.00	124.75	---

STATE OF SOUTH DAKOTA

DIRECT VOUCHER

Do not use this space.

AGENCY VOUCHER No.	DATE

PAYEE . Gilbert Alan
Whitewood SD 57793

DEPT. . DW 3, Water Rights Division
Joe Foss Bldg.
Pierre SD 57501

STAPLE
HERE

AGENCY

ADDRESS .

Agency	Fund	Sub Fund	Prog. Act.	Obj. Sub. Obj.	Agency Coding	Amount	Contract No.
200301	699	011	0000	0801		40 28	1
							2
							3
							4
							5
							6
							7
							8
							9
							10
TOTAL					22	40 28	

NOTE: Vendors invoice must be attached.

Warrant # 82079275
AC # 077376
date 11/18/91

Invoice No.(s)	Date Delivered	QUAN.	DESCRIPTION OF SERVICE OR COMMODITY	UNIT PRICE	AMOUNT	MEMO
			Refund of unexpended funds collected from the Belle Fourche River & tributaries Water Use Control Area Permit Owners 912-1 Gilbert Alan		40 28	
TOTAL					40.28	

I declare and affirm under the penalties of perjury that this claim is in all things, true and correct. I further agree to comply with the provisions of the Civil Rights Act of 1964 and regulations issued thereunder relating to nondiscrimination in federally assisted programs.

Gilbert Alan
Claimant Signature

Date

11-15-91

AGENCY VERIFICATION

I hereby certify that this claim has been examined by me, and to the best of my knowledge and belief is in all things true and correct and the same is hereby approved.

Gilbert Alan
DIVISION APPROVAL

APPROVAL SIGNATURE

11-15-91
DATE

DATE

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 8622

December 29

81

PIERRE, _____, 19____

RECEIVED OF Gilbert Alan, Whitewood SD 57793

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit to Appropriate Water No. _____ (examination, processing, recording and filing) _____	912-1)		
Fee for inspecting Construction, and issuing Cert. of Construction No. _____	312-1)	50	00
Fee for inspecting Beneficial Use, and issuing Water License No. _____	312-1)		
Fee for issuing Location Certificate-Dry Draw, No. _____			
Fee for filing _____			
Fee for certified copy of _____			
Fee for Print copy of map _____			
Fee for Certifying _____			
Fee for _____			
(any other work as provided by law)			
TOTAL		50	00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer

Permit No. 912-1Water Division 1 Belle Fourche River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / FOSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by W. Gilbert Aldri.
 of RR #1, Box 7 Whitewood, S. Dak. holder
 of Permit No. 912-1, bearing date of priority of October 8, 1970
 authorizing the diversion of 1.46 cu. ft. per second of the waters of Well & Whitewood Creek
 for Irrigation purposes, in Lawrence 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:

Engine = Chrysler V8 Propane, 440 CID
 Pump = Berkeley, Model B3 JRM BM-CW, Ser # 7739512.
 Imp Dia 13", Pumps 625 gpm

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

1 mile of 6" Aluminum pipe
 660' 4 1/4" Flexible Hose

C. Works used to apply water to beneficial use.

Boss Big Gun - Ser # 4448, with Nelson P-200 Gun.
 with 1.5" Nozzle.

The system is in the following condition, Good.

The point of diversion is located On Whitewood Creek Between Point "A" 1370' S and
1320' W of the NE Cor Sec 10 and Point "B" 1220' E of NW Cor Sec. 2. T6N R4E

The works are capable of diverting and conveying to the place of use 1.4
 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: The following in Sec. 2, T6N R4E

NW 1/4 SW 1/4 - 6 Ac. NE 1/4 SW 1/4 - 14 Ac. SW 1/4 SW 1/4 - 2 Ac. SE 1/4 SW 1/4 - 2 Ac.
The following in Sec. 10, T6N R4E. NE 1/4 NW 1/4 - 1 Ac. SW 1/4 NE 1/4 - 2 Ac.
SE 1/4 NE 1/4 - 2 Ac. The following in Sec. 11, T6N R4E.
NW 1/4 NW 1/4 - 2 Ac. SW 1/4 NW 1/4 - 2 Ac.

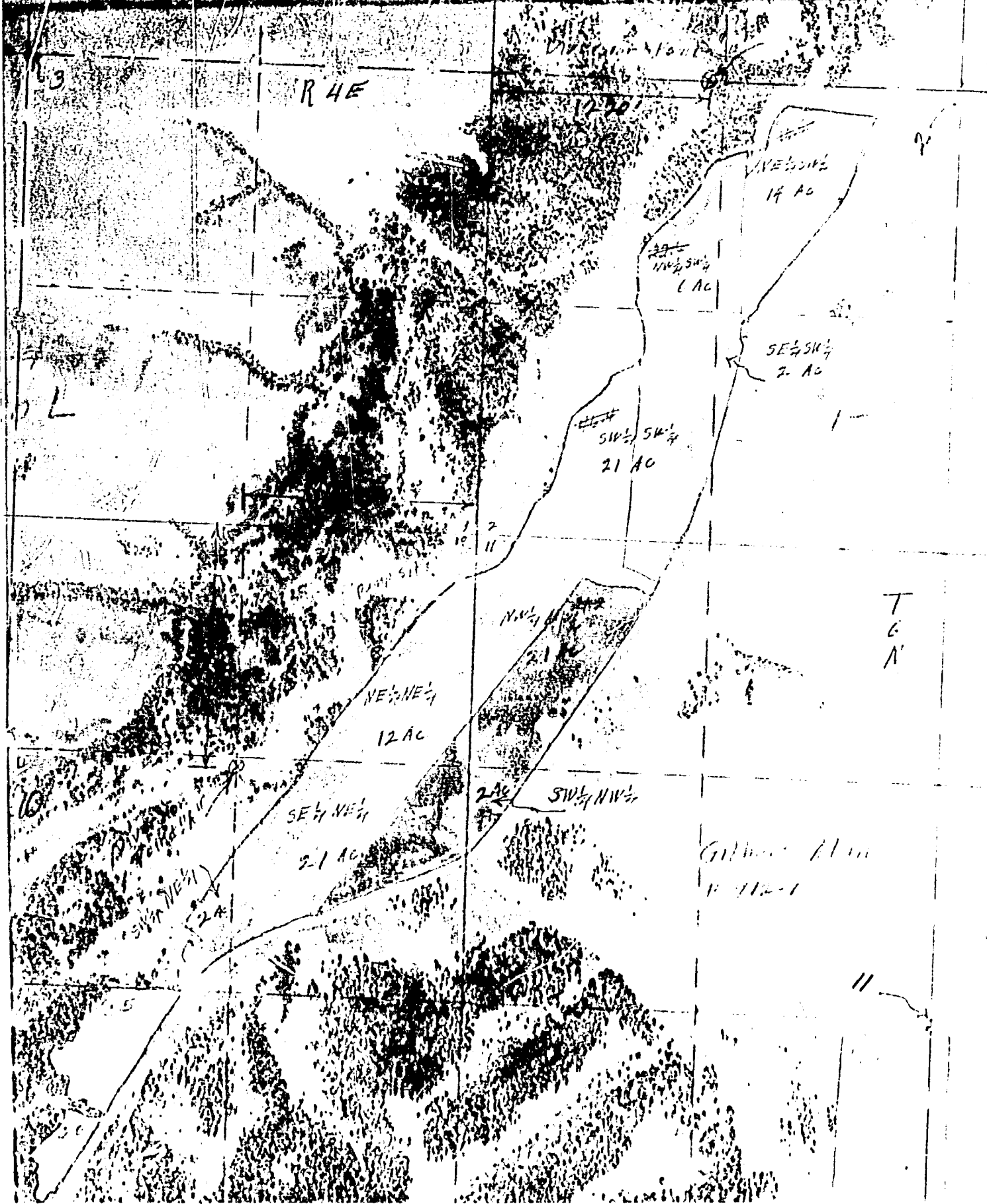
comprising a total of 101 acres of land.

License for 1.4 cfs.

Well constructed. But not used
 No pump or meter on the well.

Date May 14, 1981
LeRoy J. Mennig
 (Signature)

NOT TO SCALE



OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

November 13, 1998

912-1

Corey Alan
RR 1 Box 8
Whitewood, SD 57793

Dear Mr. Alan:

Thank you for the prompt return of the 1998 irrigation questionnaire for Water Right No. 912-1. It is my understanding from reviewing the questionnaire that you wish to have the water right transferred to your name.

Enclosed is a partially completed "Notice of Transfer of Ownership" form to be used for this purpose. Please review the form and complete as needed. Upon completion, please sign the form in the presence of a notary and return it to our office with a required filing fee of \$2.50.

I am enclosing a copy of Water Right No. 912-1. When I read the legal description of the irrigated acres, it seems there may be a typographical error for the land described in Section 2 (see highlighted area). In reviewing the file, I assume the description should read NW $\frac{1}{4}$ SW $\frac{1}{4}$ and not NW $\frac{1}{4}$ NW $\frac{1}{4}$. If you agree, please make a notation on the copy and return it when you send in the transfer form. We will then reissuance the license for the correct description.

If you have any questions concerning the water right or with completion of the transfer form, please get in touch with me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

enclosures



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

May 25, 1999

912-1

Corey Alan
RR 1 Box 8
Whitewood, SD 57793

Dear Mr. Alan:

In November, 1998, I contacted you regarding ownership of Water Right No. 912-1. It was my understanding that the water right, currently listed in the name of W Gilbert Alan, should be transferred to you.

I have not heard from you but am assuming that you still wish to have the water right transferred. In the event you no longer have the original form, I am enclosing another partially completed "Notice of Transfer of Ownership" form.

Please review the form, make any necessary corrections and complete as needed. Upon completion, please sign the transfer form in the presence of a notary and return it to our office with a required filing fee of \$2.50. Your check or money order can be made payable to the "Water Rights Program".

If you do not wish to have the water right transferred, please let me know. Thank you in advance for your help.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

enclosure

McMath, Genny

From: Judy Meverden [jmeverde@lawrence.sd.us]
Sent: Friday, February 18, 2000 1:35 PM
To: Genny.McMath@state.sd.us
Subject: Re: land ownership

ATTN: GENNY MCMATH

WILLIAM E ALAN ONLY OWNS A PORTION OF WHAT YOU HAVE DESCRIBED.
WILLIAM E ALAN SUBDIVIDED MOST OF THE PROPERTY AND IT HAS BEEN
BROKEN OUT INTO SMALLER TRACTS. OWNERSHIP APPEARS TO BE AS FOLLOWS:

W1/2SW1/4 WAS SOLD TO HOMESTAKE MINING COMPANY
N1/2SW1/2 DID NOT EVER APPEAR TO BE IN THE NAME OF WILLIAM E ALAN
BUT, WAS SHOWN TO BE IN THE NAME OF ALVIN ALA.
NE1/4NE1/4 & S1/2NE1/4 WERE SUBDIVIDED INTO 4 TRACTS.
TRACT 1 AND 3 WERE SOLD TO HOMESTAKE MINING COMPANY
TRACT 4 WAS RETAINED BY WILLIAM E ALAN
TRACT 2 WAS SOLD TO CORY ELMER ALAN
W1/2NW1/4 WAS, ALSO, SUBDIVIDED INTO TRACTS A,B,C,D,E,F.
TRACTS A,B,C,D,F, WERE SOLD TO HOMESTAKE MINING COMPANY
TRACT E WAS SOLD TO CORY ELMER ALAN

PLEASE, UNDERSTAND, THAT I TRIED TO DETERMINE OWNERSHIP AS WELL AS
I COULD BUT, WILL NOT VOUCH FOR THE ACCURACY OF THIS SEARCH.

JUDY R MEVERDEN
REGISTER OF DEEDS

At 09:28 AM 2/18/00 -0600, you wrote:

>Ms. Meverden;
>The purpose of my email is to find out whether or not a water right holder
>we have on file still owns the land. The legal description of the land
>involved is:
>
> SW 1/4 Section 2; NE 1/4 NE 1/4 & S 1/2 NE 1/4 Section 10; and the W 1/2
>NW 1/4 Section 11, all in T6N, R4E.
>
>We currently have a water right for the above land issued to W Gilbert Alan
>of Whitewood, SD. Within the last year, Corey Alan has been sending in
>irrigation reports but I have been unable to determine if he is now the
>owner of the land or if W Gilbert Alan still owns the land.
>
>Would you take a few minutes and look the information up for me and let me
>know which one of them owns the land. I would appreciate any help you could
>offer.
>
>Genny McMath
>Environmental Scientist
>Water Rights Program
>DENR
>



912-1
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 20, 2005

NOTICE

TO: W GILBERT ALAN, 20059 W V ROAD, WHITEWOOD, SD 57793

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2004 Irrigation Questionnaire

Our records indicate that the 2004 Irrigation Questionnaire has not been submitted for Permit No. 912-1. The request for the Questionnaire was dated October 22, 2004. The Water Management Board has directed that owners of water permits who have not submitted the 2004 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 8:30 am, March 2, 2005, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No. 912-1 to require the Irrigation Water Use Questionnaire to be submitted each year;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire is received in this office on/or before February 25, 2005, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire, please contact Genny McMath at (605) 773-3352.

Note: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



912-1

Track & Confirm

Current Status

You entered 2301 3460 0000 8516 1121

Your item was delivered at 10:31 am on January 21, 2005 in WHITEWOOD, SD 57793. The item was signed for by G ALAN.

[Shipment Details >](#)

Notification Options

▶ Track & Confirm by email [What is this?](#) [Go >](#)

▶ Request Proof of Delivery [What is this?](#) [Go >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)

POSTAL INSPECTORS
Preserving the Trust

[site map](#) [contact us](#) [government services](#)
Copyright © 1999-2002 USPS. All Rights Reserved. Terms of Use Privacy Policy

U.S. Postal Service Signature Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8516 1121

W GILBERT ALAN
20059 W V ROAD
WHITEWOOD SD 57793

waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:
Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811

CHECK ONE (POSTAL USE ONLY)

- ☐ Priority Mail®
☐ Package Services

(See Reverse)

PS Form 153, July 2001



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 4, 2005

NOTICE OF AMENDMENT OF WATER RIGHT

TO: W Gilbert Alan, 20059 W V Road, Whitewood SD 57793

FROM: Garland Erbele, Chief Engineer
Water Rights Program *Garland Erbele*

SUBJECT: Amendment to Water Right No. 912-1

On March 2, 2005, the Water Management Board amended Water Right No. 912-1 to add the following qualification:

"This water right is subject to the Irrigation Water Use Questionnaire being submitted each year."

This action was taken for failure to return the 2004 irrigation questionnaire. The addition of this qualification to your water right means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water right with no use of water for up to one year for the first violation.

Please contact Genny McMath (605) 773-3352, if you have any questions.

CERTIFICATION

I hereby certify that on March 4, 2005 , I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 4, 2005 regarding Notice of Amendment of Water Permit Nos. 962A-1, 1653-1, 407-2, 408-2 & 409-2, 912-1 addressed as stated below:

962A-1
Susan Porter Mgr
For Shevling Estate
28271 370th Ave
Geddes SD 57342

1653-1
Donald T & Catherine A Miller
13217 Wilson Cemetary Rd
Newell SD 57760

407-2, 408-2 & 409-2
Miles De Jong
De Jong Ranch
HCR 81 Box 50
Kennebec SD 57544

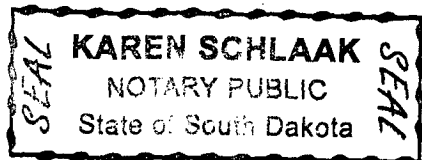
912-1
W Gilbert Alan
20059 WV Road
Whitewood SD 57793


Eric Gronlund
Natural Resource Engineer
Water Rights

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 7th day of March, 2005.


Karen Schlaak
Notary Public
My Commission expires April 1, 2007





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 7, 2005

912-1

Corey Alan
20044 Whitewood Valley Rd
Whitewood SD 57793

Dear Mr. Alan:

Thank you for contacting us in regard to Water Right No. 912-1 and the 2004 irrigation questionnaire. I have included a copy of the water right for your records.

As we discussed, enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

If you have the records, we are still in need of the information concerning any irrigation that took place for 2004. I am enclosing another 2004 irrigation questionnaire. If the land was not irrigated in 2004, please make that notation on the form and return it to us.

If I can answer any questions, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures: copy of water right
transfer of ownership form
2004 irrigation questionnaire

NOTICE OF TRANSFER OF OWNERSHIP

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

RECEIVED

MAR 28 2005

WATER RIGHTS
PROGRAM

No. 912-1

Date: 3-25-05

I/We request that Water Right No. 912-1

formerly owned by: W Gilbert Alan

be transferred to: (name & address) Corey Alan, 20044 Whitewood Valley Rd, Whitewood SD 57793

Telephone No. (605) 269-2332

Title to the following described land(s)/property has been transferred as described above:

101 acres – NW ¼ NW ¼, NE ¼ SW ¼, S ½ SW ¼ Section 2; NE ¼ NE ¼, S ½ NE ¼ Section 10 and
W ½ NW ¼ Section 11, T6N, R4E

I/We understand that the validity of Water Right No. 912-1 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We Corey Alan, the new owner, certify that the above information is true and correct.

Corey Alan

(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date March 28, 2005

RECEIVED OF Corey Alan, 20044 Whitewood Viley Rd, Whitewood SD 57793

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2	50
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. _____		
Fee for Filing Transfer Form <u>912--1</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

002575

By

Darland Eibek
Chief Engineer *gmn*



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

March 29, 2005

912-1

Corey Alan
20044 Whitewood Valley Rd
Whitewood SD 57793

Dear Mr. Alan:

I am writing to acknowledge receipt of the 2004 irrigation questionnaire, transfer of ownership and the filing fee for Water Right No. 912-1.

The transfer has been completed. The water right, formerly listed in the name of W Gilbert Alan is now listed in your name. Enclosed is your Receipt No. 001825 in the amount of \$2.50. You may keep this for your records.

If I can answer any questions, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosure



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

NOTICE OF SHUTOFF ORDER

July 20, 2012

TO: COREY ALAN
20044 WHITEWOOD VALLEY RO
WHITEWOOD SD 57793

FROM: GARLAND ERBELE, Chief Engineer
SD DENR Water Rights Program *Garland Erbele*

SUBJECT: Shutoff Order for Whitewood Creek Water Rights

Shutoff Order for Water Right Nos. 912-1

Flow in Whitewood Creek has dropped to the point where domestic use of water, which includes livestock watering from the river, has become a concern. Therefore to protect domestic use, the department is issuing shutoff orders for Whitewood Creek. Effective immediately, no diversions of water from Whitewood are authorized under your water rights.

This order will be rescinded as soon as conditions improve. If conditions do not improve, this order will remain in effect until **December 31, 2012**.

The USGS maintains a website where you can view real-time stream flow measurements at several sites along the river, the web address is:

<http://waterdata.usgs.gov/sd/nwis/rt>

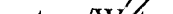
I am asking for your cooperation in complying with this shutoff order. The ongoing drought is creating hardship for all the water right holders along the creek.

If you have any questions, please contact Mark Rath (605- 773-3352) or Aaron Tieman (605-394-2229) with the Water Rights Program. Thank you.

CERTIFICATION

I hereby certify that on July 20, 2012, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated July 20, 2012 regarding shutoff orders on Whitewood Creek addressed as stated below:

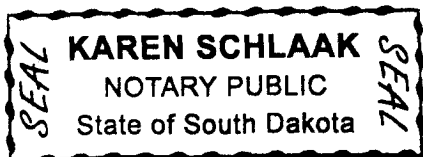
PERMIT_NO	PNO_2	LAST_NAME	FIRST_NAME	ADDRESS2	CITY	STATE	ZIP
1176-1	1176A-1	ELLSBURY	LARRY & DEBBIE	327 FARRALL RD	SUNDANCE	WY	82729
611-1	1190-1	SHUCK	NEIL & FAITH	19269 SHUCK RD	VALE	SD	57788
912-1		ALAN	COREY ROLAND/MARY	20044 WHITEWOOD VALLEY RO	WHITEWOOD	SD	57793
926-1		BERGER	ANN	19688 ASPEN PLACE	WHITEWOOD	SD	57793
928-1		WENNBERG	CHARLES	20164 WHITEWOOD VALLEY RD	WHITEWOOD	SD	57793


Gail Jacobson
Secretary/Water Rights

[illegible]

Sworn to, before me, this 20th day of July, 2012.

Karen Schlaak
Karen Schlaak
Notary Public
My Commission expires April 1, 2013





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

October 24, 2013

Corey Alan
20044 Whitewood Valley Road
Whitewood, SD 57793

Water Right No. 912-1

Dear Mr. Alan:

I am writing this letter in regards to a note you wrote on your returned 2013 Irrigation Questionnaire. There appears to be some confusion concerning the July 2012 shutoff order that you were sent from the Chief Engineer last year.

The July 20, 2012 shutoff order is no longer in effect. The termination date was December 31, 2012 as was stated on the order you received, a copy of which is attached. I apologize for any misunderstanding you may have had concerning the ending date of this order.

If you have any questions, please contact me at phone (605) 773-3352.

Sincerely,

Mark D. Rath
Natural Resources Engineer III
Water Rights Program



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

June 18, 2026

Dear Whitewood Creek Water Right Holder:

I am writing to the water right holders and operators who use water from Whitewood Creek regarding below normal streamflow for this time of year. South Dakota law gives the highest priority to domestic use, including livestock watering. Historically, there has been generally adequate water available to meet both domestic use and other needs at this time of year. However, once water availability reaches critically low levels, water use may begin to interfere with domestic use and senior water rights. If water levels become critically low, the Department may be forced to issue shutoff orders to protect domestic use, including livestock watering, and those water rights that are most senior.

This is not a shutoff order. We are only speculating that shutoff orders may become necessary, if severe drought conditions persist. This letter is intended to give you advanced notice shutoff orders may be necessary this year. If shutoff orders are issued, you will receive another letter from the Department. In the meantime, water right holders can help by closely monitoring water usage to minimize use when possible and avoid any waste of water.

If you are interested, the US Geological Survey has an Internet site showing current flows at stream gauging stations across the state, including several gages on Whitewood Creek. To view the latest real-time stream flow, go to: <https://waterdata.usgs.gov/state/south-dakota/>

There is not a set shutoff based on flow in Whitewood Creek. The last time shutoffs orders were issued for Whitewood Creek was in 2012. Discharges from the Whitewood Creek Near Whitewood, SD - USGS-06436190 gage at that time were ranging from 4.5 to 5.0 cfs. However, that is not a guarantee of when a shutoff may occur since flows needed for domestic use and senior water rights can vary over time.

Thank you for your cooperation. If you have any questions, please contact Nakaila Steen at (605) 394-2229, or Whitney Kilts or myself at (605) 773-3352 with the Water Rights Program.

Sincerely,

Adam Mathiowetz, Acting Chief Engineer
Water Rights Program