

Water Right Number 1649-2

1. Considered JANUARY 31, 19 79
2. Name of Applicant SEGER RANCH, INC.
3. Post Office Address DEL RICHES, S.D.
4. Amount of water claimed 1.21
5. Source of water supply HORSEHEAD CREEK
6. Water to be used for IRRIGATION

Acres to be irrigated 84.9

7. Water to be diverted and used in FALL RIVER County
about 6N, 6W Miles of DEL RICHES

8. Proof of Publication

Received ☒ 1-15-79

Not received ☐

9. Application

Approved 1-31-79

Subject to Argentina Canal

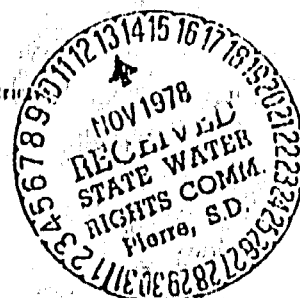
Not approved ☐

Action deferred ☐

10. Remarks:

No. 1649-2

Map No. 1413-2 Water Division No. 2 SOUTH CHEYENNE 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

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Seger Ranch Inc.
Postoffice address Deiricks State S. Dak
If a corporation show date and place of incorporation Dec 1976 Hot Springs S.D.
2. Method of accomplishing work (contract, employment of others, or by direct labor) our own labor
3. Name of diversion work Seger Ranch Diversion
4. Amount of water claimed (cubic feet per second) 1.21
5. Source of water supply Horsehead Creek
6. Location of point of diversion 1/8 mile west of Horsehead bridge Sec 20, SW 1/4 - 9-7
County Fall River

7. Annual period or periods during which water is to be used when ever need arises
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) flood irrigation
9. For irrigation use: Total number of acres to be irrigated approx 689.94
List below each forty acre subdivision, or lot, or fraction thereof and show number of acres irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
part of SW 1/4 NE 1/4	23.5		
part of SE 1/4 NE 1/4	17.2		
part of NW 1/4 NE 1/4	24.5		
part of NE 1/4 SE 1/4	19.9		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 1 years. Additional time required to complete application of water to the proposed beneficial use 2 years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication Hot Springs Star
Hot Springs, S.D.
12. Principal Features of the Proposed Water Supply System.

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

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

C. Works proposed to apply water to beneficial use.

when and if available

Estimated Total Cost \$ 75.00

Attachments: Attach Form 2A if divers on from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of Fall River

I, Vernon Seger 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.

Signed Vernon Seger

Subscribed and sworn to before me this 7th day of November, 1978

Harold W. Humiston
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 1649-2

SEGER RANCH, INC.
(Applicant)

DEL RICHES
(Post Office Address)

SOUTH DAKOTA 57763
(State)

With the following modifications:

The U.S. Bureau of Reclamation holds water rights to certain flows in the Cheyenne River for storage in Angostura Reservoir. It is likely that water diversion restrictions under this permit to appropriate water may be necessary at times to assure water for domestic use, including stockwater, and water supplies for prior water rights, including the Angostura storage.

Date of first receipt of application NOVEMBER 13, 1978
Date of return to applicant for correction, amendments or changes required NOVEMBER 28, 1978
Date of receipt of corrected application DECEMBER 22, 1978
Approved FEBRUARY 1, 1979, Recorded in Book 20 Page 114

WATER RIGHT PERMIT NO. 1649-2

The Water Rights Commission hereby grants and issues this Water Right Permit No. 1649-2 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 NOVEMBER 13, 1978
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before AUGUST 1, 1979
3. The whole of said work is to be completed on or before FEBRUARY 1, 1980
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is FEBRUARY 1, 1982
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 1.21 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 2 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 FEBRUARY 1, 1982; said water to be used during the following described annual period: WHEN AVAILABLE

Witness my hand this 6th day of FEBRUARY, 1979

WATER RIGHTS COMMISSION

By:

John Kaler
Chief Engineer, Executive Officer

Certificate of Construction Issued January 22, 1981

Water License Issued January 22, 1981

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

D. Well Information or Estimates

- (1) Drill Hole, Diameter _____, Depth _____
- (2) Casing, Type _____ Diameter _____ Thickness _____
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type _____, Diameter _____, Length _____
- (4) Gravel Pack, Thickness _____, Length of gravel pack _____

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 _____

Depth to top of water bearing material _____

Depth to bottom of water bearing material _____

Thickness of water bearing material _____

Depth to water (ground surface to water level) _____

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

On same owner's property _____ rds. On property owned by others _____ 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.

There will be no storage in this dam. There is a 36" lead gate and culvert to be installed in bottom of dam.

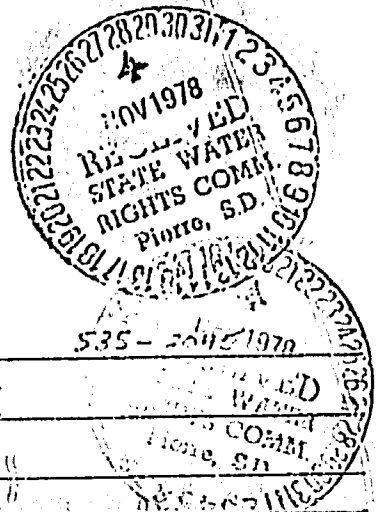
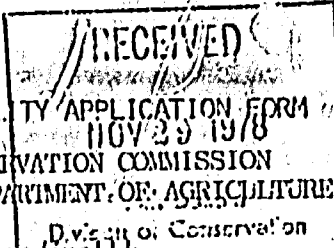
The 85 acres is correct, Commission commission showed 120 A^s which is in error.

Seeger Ranch, Inc.
Signature of Applicant

By *Wm. Seeger, Pres.*

CONSERVATION COMMISSION
FORM WI #1
6/77

SOIL/WATER COMPATIBILITY APPLICATION FORM
STATE CONSERVATION COMMISSION
SOUTH DAKOTA DEPARTMENT OF AGRICULTURE
Division of Conservation



IMPORTANT: Read Instructions Before Proceeding

NAME Seger Ranch, Inc.
ADDRESS Delnicks, S.Dak.
COUNTY Fall River

In accordance with State Law (Section 1, SB-58), if a water right is granted with a conditional permit (Soil/Water compatibility), a copy of such conditional permit must be filed with the County Register of Deeds.

This action must be taken by the holder of a water right within 6 months of receipt of such water right.

LEGAL DESCRIPTION: See attached map

1. WELL LOCATION OR (DIVERSION POINT) 160 rods south & 10 rods west of NE corner Sec. 20
2. LOCATION OF AREA TO BE IRRIGATED about 120 acres located in the NE 1/4 of NE 1/4 of Section 20 - T9S - R7E

TYPE OF IRRIGATION: water spreading system
3. GRAVITY TOOLINE CENTER PIVOT from 2A - 120 acres in area as shown on map GUN 84.9 acres
OTHER (SPECIFY) collect.

4. CROPS TO BE IRRIGATED alfalfa
Water sample cannot be obtained as stream has seasonal flow

WATER QUALITY: (To be completed by SDSU Water Quality Lab)

5. SAMPLE NUMBER _____
6. SALINITY (EC X 10⁶) _____
7. SODIUM (SAR) _____
8. RESIDUAL SODIUM CARBONATE (meq/l.) _____

I do hereby certify that a chemical analysis of the irrigation water representative of that used to irrigate shall be acquired from South Dakota State University and the soils information has been acquired from Fall River Conservation District, County Extension Office or Soil Conservation Service; and further, that the legal description for the location of the well and land to be irrigated is true and correct.

SUBSCRIBED AND SWORN BEFORE ME THIS
DAY OF _____ 19____.

(TITLE OR SEAL)

Vernon J. Seger, Pres.
APPLICANT'S SIGNATURE
Albert J. Seger
Approve _____
Disapprove _____
X Conditionally Approved

(SOILS INFORMATION ON REVERSE SIDE)

Point of Diversion:

160 rods south and
10 rods west of
NE corner of
Section 20-795-R7E
Fall River County, South Dakota

LEGEND:

8" = 1 mile

X Diversion Point



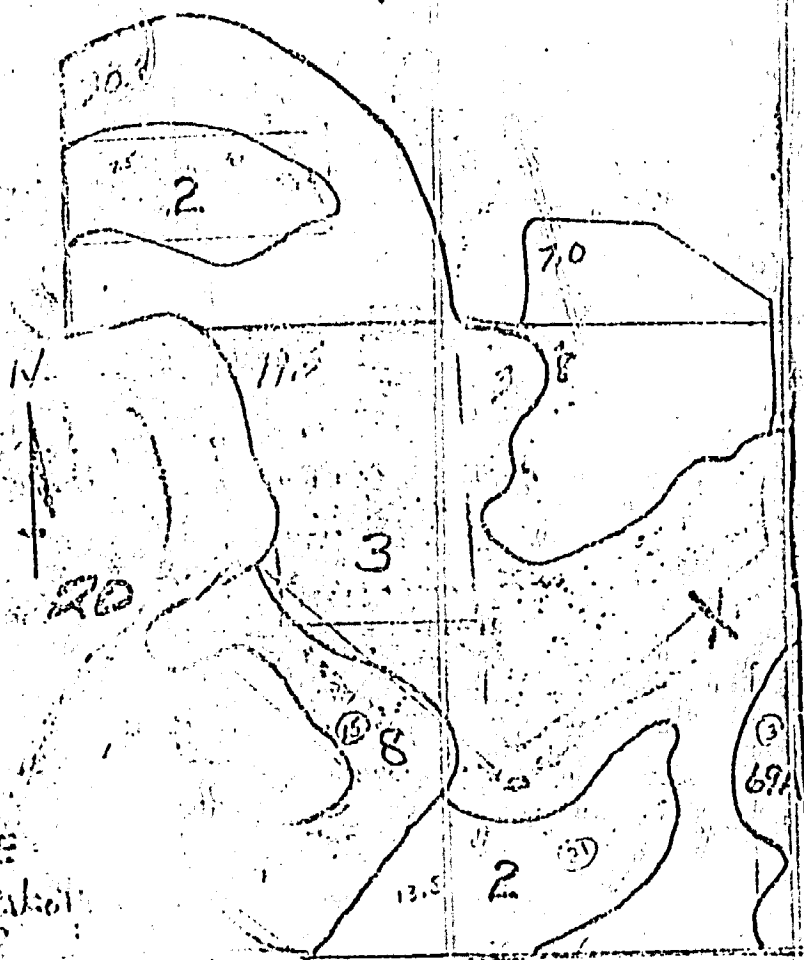
Area of waterspreading
development = about
120 acres



Soil delineation

9-7

105



SD-CONS-1B
11/75

UNITED STATES DEPARTMENT OF AGRICULTURE
Soil Conservation Service

FARM AND RANCH

TABLE OF SOIL INTERPRETIVE GROUPS

Map Symbol	Soil Mapping Unit Name	Slope %	Cropland Capability Unit*	Range Site	Pasture & Hayland Group	Other
2	Lohmiller silty clay loam	0-2	IIc1	Ov	F	
3	Haverson loam	0-2	IIc1	Ov	F	
8	Glenberg fine sandy loam	0-2	IVe6	Ov	H	
69A	Richfield silt loam	0-2	IIc2	Si	F	

*Harold L. Patten
District Conservationist
Soil Conservation Service*



Indicate with Asterisk () Irrigated.

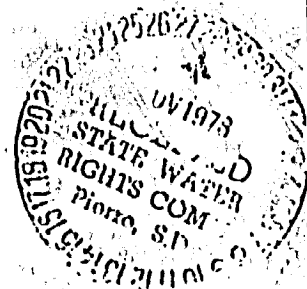
SD-CONS-1A
11/75

UNITED STATES DEPARTMENT OF AGRICULTURE
Soil Conservation Service

SOIL INTERPRETATIONS

SOIL MAPPING UNITS	LAND USE and SOIL GROUP	SOIL GROUP DESCRIPTIONS
Lohmiller	IIsl	Deep and moderately deep, clayey soils on nearly level (0 to 2%) uplands. The main limitations are lack of moisture and an unfavorable rooting zone. The main hazard is wind erosion.
Haversham	IIcl	Deep and moderately deep, loamy soils on level (0 to 2%) uplands. The main limitation is inadequate moisture and the main hazard is wind erosion.
Glensberg	IVe6	Deep and moderately deep, moderately sandy soils on gently sloping and gently undulating (2 to 6%) bottom lands, terraces, and uplands. They have severe wind erosion hazards. The main limitations are inadequate moisture and low or moderate available water capacity.
Richfield	IIc2	Deep, loamy soils on nearly level (0 to 2%) bottom lands and footslopes that sometimes receive beneficial overflow. The main limitation is inadequate moisture and the main hazard is wind erosion.

*Harold L. Lott, Jr.
District Conservationist
Soil Conservation Service*



STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1649-2

(1) WHEREAS, On the 13th day of November A. D. 19 78
Seger Ranch, Inc.

made Water Right Application No. 1649-2 for a permit to use 1.21 cubic feet per second of the waters
of Horsehead Creek

County of Fall River, State of South Dakota, for irrigation
purposes; and

(2) WHEREAS, On the 1st day of February A. D. 19 79
Permit No. 1649-2, with a date of priority of February 1, 1978
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 1st day of February A. D. 19 80 and for the
application to beneficial use of said water on or before the 1st day of February A. D. 19 82

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 1.21 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 Section 20-T9S-R7E	
	/acres
NW $\frac{1}{4}$ NE $\frac{1}{4}$	24.5
SW $\frac{1}{4}$ NE $\frac{1}{4}$	23.5
SE $\frac{1}{4}$ NE $\frac{1}{4}$	17.0
NW $\frac{1}{4}$ SE $\frac{1}{4}$	24.0
Total	89.0 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 Soger Ranch, Inc.

_____ of Oelrichs, SD
the holder S and owner S of said permit No. 1649-2 a water right, dating from November 13, 1978
_____ to use of 1.21 cubic feet per second of the waters
of Horsehead Creek
in the County of Fall River and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at a point 250' S and 650' W of E $\frac{1}{2}$ Corner,
Section 20-T9S-R7E

and conducted to and upon portions of Section 20-T9S-R7E, more fully
described on the face of this License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1649-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 22nd day of January A. D.
Nineteen Hundred and eighty-one

WATER MANAGEMENT BOARD

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

Permit No. 1649-2

Water Diversion No. 2 South Cheyenne River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Seger Ranch, Inc.

the holder S of
Permit No. 1649-2, issued upon Application No. 1649-2, hearing date of priority of November 13,
1978 authorizing the diversion of 1.21 cu. ft. per second of the waters of Horsehead Creek
County of Fall River, State of South Dakota at a
point 250' S and 650' W of H $\frac{1}{4}$ Corner, Sec. 20-T9S-R7E

for irrigation

purposes, has ya 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 30 (ust) cu. ft. per second of water.

Date January 22, 1981

John Hatch
JOHN HATCH, Chief Engineer
Water Rights Division

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Fall River) ss.

I, Charles Najacht hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Hot Springs Star

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 Hot Springs of

County of Fall River and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

January 3, 1979

January 10, 1979

Charles Najacht
(Signature)

Publisher
(Title)

January 11, 1979
(Date Signed)

NOTICE OF HEARING
ON APPLICATION TO
APPROPRIATE WATER

Pierre, South Dakota 57501.
Notice is hereby given: Seger
Ranch, Inc. whose post office
address is (Oelrichs, South Da-
kota), has made an application in
accordance with the provisions of
SDCL 46-1-1 thru 46-1-9; 46-1-14;
46-2-9; thru 46-2-11; 46-2-13;
46-5-1; thru 46-5-9; 46-5-10; thru
46-5-22; 46-5-41; and Commission
Rules ARSD 52-01:01-01; thru
52-01:01-13; for a permit to
appropriate for beneficial use
1.21 cubic feet of water per
second of time from Horsenead
Creek through the Seger Ranch
Diversion at the point of diver-
sion of which is to be located in
the SE 1/4 NE 1/4 of Section 20, T. 2
9S, Range 1E. Said water to be
used for the purpose of providing
irrigation on portions of the
following described land: SE 1/4
NE 1/4 NE 1/4 SE 1/4 T. 29S and
NE 1/4 SE 1/4 Section 20, T. 29S
This Application No. 1649-2 will
be considered by the Water
Rights Commission at the SDEA
Auditorium, 541 E. Capitol
Pierre, SD upon the 31st day of
January, 1979 at 10 A.M. The
Commission is authorized to
make a determination on this
application at the hearing. All
interested persons may appear
and be heard. Any person who
may be affected by a Commission
decision who desires to present
evidence or cross-examine wit-
nesses according to SDCL 1-26
may notify the Commission in
writing prior to the hearing or
appear at the hearing. This is an
adversary proceeding. Any person 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 exer-
cised at the hearing. Decisions of
the Commission may be appealed
to the Courts as provided by law.
WATER RIGHTS COMMISSION
Betty Westlund,
Water Rights Specialist
Jan. 3, 1979

No. 1649-2

Publish first publication, on or before January 4, 1979

NOTICE OF HEARING ON
APPLICATION TO APPROPRIATE WATER

Pierre, South Dakota 57501

December 27, 1978

Notice is hereby given Segar Ranch Inc. whose post office address is Onirichs, South Dakota, has made an application in accordance with the provisions of SDCL 46-1-1 thru 46-1-9; 46-1-14; 46-2-9 thru 46-2-11, 46-2-13; 46-5-1 thru 46-5-8, 46-5-10 thru 46-5-22, 46-5-41, and Commission Rules ARSD 52:01:01:01 thru 52:01:01:13, for a permit to appropriate for beneficial use 1.21 cubic feet of water per second of time from ~~the~~ Horsehead Creek through the Segar Ranch Diversion, the point (X) of diversion of which is (X) to be located in the SE 1/4 NE 1/4

of Section 20, Twp. 9S, Range 7E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

W 1/2 NE 1/4, SE 1/4 NE 1/4 and NE 1/4 SE 1/4, Section 20-T9S-R7E.

This Application No. 1649-2 will be considered by the Water Rights Commission at the SDEA Auditorium, 411 E. Capitol, Pierre, SD upon the 31st day of January, 1979

at 10 A.M. The Commission is authorized to make a determination on this application at the hearing. All interested persons may appear and be heard. Any person who may be affected by a Commission decision who desires to present evidence or cross-examine witnesses according to SDCL 1-26 may notify the Commission in writing prior to the hearing or orally at the hearing.

This hearing is an adversary proceeding. Any person 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 at the hearing. Decisions of the Commission may be appealed to the Courts as provided by law.

WATER RIGHTS COMMISSION

Betty Westlund,
Water Rights Specialist

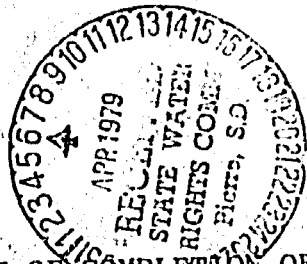
DW:plh

cc: Segar Ranch, Inc., Onirichs, SD 57763

FORM 6 - Notice of Intent to Appropriate Water
SURFACE WATER

Form 10.

No. 147



NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office Odessa, S.D.

Date Apr 3, 1979

TO: Water Rights Commission
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to the maximum extent it is going to be used, not exceeding the amounts as specified in Water Right Permit No. 1649-2

Water Right Permit No. 1649-2 states that the diversion system is to be constructed by _____, 19____ and that the water is to be put to beneficial use by _____, 19____.

The diversion system was completed on Mar 31, 1979.
Applying the water to beneficial use was completed on _____,
19____. no water available yet

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

Seeger Ranch, Inc.
Wernon Seeger, Pres.
(Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7917

PIERRE, January 14, 1981

RECEIVED OF Seger Ranch, Inc., Oelrichs, SD 57763
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. 1649-2	50	00
Fee for Inspecting Beneficial Use, and Issuing Water License No. 1649-2		
Fee for Issuing Location Certificate-Dry Draw, No.		
Fee for filling		
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
JOHN HATCH / (dt)

Permit No. 1649-2Water Division 2 South Cheyenne 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 Seyer Ranch, Inc.of Delrichs, S. Dak. 57763 holderof Permit No. 1649-2, bearing date of priority of November 13, 1978authorizing the diversion of 1.21 cu. ft. per second of the waters of Horsehead Creek.for Irrigation purposes, in Fall River 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:

Diversion Dam with 36" CMP Draw Down with Head Gate

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

Dikes -

C. Works used to apply water to beneficial use.

FloodingThe system is in the following condition: GoodThe point of diversion is located 250 ft S and 650 ft W of E $\frac{1}{2}$ Cor. Sec. 20, T 9 S R 7 EThe works are capable of diverting and conveying to the place of use 30. est 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 Sec. 20, T 9 S R 7 E. NW $\frac{1}{4}$ NE $\frac{1}{4}$ - 24.5 Ac.
SW $\frac{1}{4}$ NE $\frac{1}{4}$ - 23.5 Ac., SE $\frac{1}{4}$ NE $\frac{1}{4}$ - 17 Ac., NE $\frac{1}{4}$ SE $\frac{1}{4}$ - 24 Ac.comprising a total of 89 acres of land.

License for 1.21 cfs.

Date June 25, 1980Leroy J. McNaugh
(Signature)

South Dakota
Department of
Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

May 11, 1989

671-2, 1649-2, 1837-2

NOTICE

TO: Vernon Seger
P.O. Box 95
Oelriches, SD 57763

FROM: JOHN HATCH, CHIEF ENGINEER
Water Rights Division
(605)773-3352

John Hatch

SUBJECT: Shut Off Order for Junior Water Rights Upstream of
Angostura Irrigation District

Effective May 19, 1989, you are ordered to cease diversions of water under Water Right Nos. 671-2, 1649-2 and 1837-2. The priority date for your water rights is junior to the April 11, 1941 priority date for Angostura Irrigation District Water Right No. 579-2.

The Angostura Irrigation District's water supply is as follows:

May 2, 1989

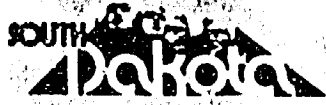
24,673 acre feet available for
irrigation at elevation 3173.4 ft. msl

The Irrigation District needs 45,000 acre feet per year for irrigation.

One fill of Angostura reservoir is authorized per year. The District has agreed to allow junior priority irrigation upstream, if the reservoir fills to elevation 3,183.7 ft. msl, 3.5 feet below full elevation (3187.2 ft msl). If the reservoir fills to 3,183.7 ft. msl, the shutoff order will be rescinded. Any releases by the District for irrigation will be included in the 3183.7 ft. msl. calculation.

If you have any questions, please contact Jim Winterton (605 773-3352).





Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

March 19, 1990

671-2
1649-2
1836-2

NOTICE

TO: Vernon Seger, Pres.
Seger Ranch, Inc.
Box 95
Oelriches, SD 57763

FROM: JOHN HATCH, CHIEF ENGINEER *John Hatch*
Water Rights Division
(605)773-3352

SUBJECT: Shut Off Order for Junior Water Rights Upstream of
Angostura Irrigation District

This is a follow-up notice to the May 10, 1990 notice that you received ordering you to cease diversion of water under Water Right Nos. 671-2, 1649-2 and 1837-2. You are reminded that the order is still in effect and will remain in effect until Angostura Reservoir has filled. The May 10, 1989 order stated that the order was effective until the reservoir had reached an elevation of 3183.7 feet above mean sea level (msl). This has been changed and the order will remain in effect until the reservoir has reached the full elevation of 3187.2 msl. On March 6, 1990 the reservoir elevation was 3171.1 msl.

All water rights above Angostura Reservoir will be monitored until the reservoir has filled. I am asking for your cooperation in complying with this order. The Water Management Board can suspend any water right that does not comply. The option also exists in that a water use control area can be established to enforce compliance.

If you have any questions, please contact Del Brosz (605 773-3352).

 **Department of
Water & Natural Resources**

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

March 14, 1991

1649-2
1837-2

NOTICE

TO: Vernon Seger, Pres.
Seger Ranch, Inc.
Box 95
Oelriches, SD 57763

FROM: *fw* JOHN HATCH, CHIEF ENGINEER *Delwin D. Brosz*
Water Rights Division
(605) 773-3352

SUBJECT: Reminder of Shut Off Order for Junior Water
Rights Upstream of Angostura Reservoir

This is a reminder that the March 19, 1990 notice you received ordering you to cease diversion under your water right is still in effect and will remain in effect until Angostura Reservoir has filled. The elevation of Angostura Reservoir when full is 3187.2 feet above mean sea level (msl). On February 27, 1991 the reservoir elevation was 3170.25 msl.

All water rights above Angostura Reservoir will be monitored until the reservoir has filled. I am again asking for your cooperation in complying with this order.

If you have any questions, please contact Mark Rath or Del Brosz (605) 773-3352.

South Dakota

GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3101

May 20, 1991

1649-2
1837-2

RESCISSION OF SHUTOFF ORDER

TO: Vernon Seger, Pres.
Seger Ranch, Inc.
Box 95
Oelriches, SD 57763

FROM: *for* JOHN HATCH, CHIEF ENGINEER *Delvin W. Brosz*
Water Rights Division
(605) 773-3352

SUBJECT: Rescission of Shut Off Order for Junior Water
Rights Upstream of Angostura Reservoir for 1991
Irrigation Season.

The recent rains in the Upper Cheyenne River Basin have provided large inflows for Angostura Reservoir. Now that Angostura Reservoir has filled, the shutoff order for all junior water rights upstream of the reservoir is rescinded for the 1991 irrigation season.

If you have any questions, please contact Mark Rath or Del Brosz (605) 773-3352.

Water Rights Division - DWR
Conversation or File Documentation

File No. 1149-2-7
F-7

NAME OF PERSON OR FILE: Wayne Harris
ADDRESS: Oelrichs ~~fields~~ SD COUNTY Fall River
DATE: 7/26/1991 TELEPHONE 535-2061
RE: plug in Horsehead Creek on Segar Ranch, Inc.
535-2045
COMMENTS:

Mr. Harris called and wanted to know ~~what~~ what steps needed to be taken to correct a flooding ~~to~~ problem from a plug in Horsehead Creek. He wanted to fix the damage done, but not until the problem was taken care of. It's been occurring since he bought the land in 1981.

The plug is located on the west side of Highway 385 crossing over Horsehead Creek. The dirt plug contains a 3' head gate tube, but the water is starting to make a new channel around the plug.

SE 1/4 Sec 20 - T9S R7E - plug location
SE 1/4 & NW 1/4 Sec 20 - damage done

ASC has done a damage assessment and is suppose to approve the work on Aug 9. Mr. Harris wants the problem taken care of before then.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Norma C. Tob

Water Rights Division - DVMR
Conversation or File Documentation

File No. 11649-2

NAME OF PERSON OR FILE: Vernon Seger
ADDRESS: Dalricks, SD COUNTY Fall River
DATE: 7/29/1991 TELEPHONE 535-2045
RE: About a complaint from Wayne Harris

COMMENTS:

Spoke with Mrs. Seger about his diversion dam causing flooding on Mr. Harris's land. He said his headgate is closed and the creek is not running except for the natural springs. He said he couldn't do anything about it. His diversion dam is located above Mr. Harris's land. He can't understand how this could be causing the flooding.

I CALLED Mr. Seger on 7/30/91. EXPLAINED THE SPECIFICS OF THE COMPLAINT TO HIM. TOLD HIM WE WOULD TRY TO GET SOMEONE OUT TO LOOK AT POSSIBLY NEXT WEEK.

Haldor

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Norma C. Rob

Water Rights Division : DWR
Conversation or File Documentation

File No. 1649-2

NAME OF PERSON OR FILE: JOHN KOHLER (SCS - H. SPRINGS)

ADDRESS: _____ COUNTY FALL RIVER

DATE: 7/29/91 TELEPHONE 745-4113

RE: FLOODING COMPLAINT OUT OF HORSEHEAD CREEK

COMMENTS:

I CALLED MR. KOHLER ABOUT MR. HARRIS' FLOODING COMPLAINT. HE WENT TO LOOK AT THE PROBLEM ON 7/26/91 FOR THE PURPOSE OF COST ESTIMATING EROSION REPAIRS. HE INDICATED THAT THE PUMP CAUSES WATER TO SPILL OUT OVER THE BANKS OF HORSEHEAD CREEK ON BOTH THE NORTH & SOUTH SIDES OF THE CREEK. @ THE WATER FLOOD IRRIGATES MR. SEAR'S LAND IN THE NE 1/4 S20 AND THE NE 1/4 SE 1/4 S20 T9S R7E. MR. KOHLER SAID THAT IT APPEARS THAT THE WATER WASHES OUT ~~OF~~ OVER MR. HARRIS' LAND AND RUNS BACK INTO THE CREEK, AT WHICH TIME IT CAUSE EROSION TO OCCUR. HE SAID THAT MR. ~~HARRIS~~ HARRIS DOES NOT WANT THE FLOOD ~~AND~~ WATER OF THE EROSION.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

NAME: Paul D. Keith

Water Rights Division - DWR

File No. 1649-2

Conversation or File Documentation

NAME OF PERSON OR FILE: WAYNE HARRISADDRESS: DELICHSCOUNTY FULL RIVERDATE: 7/30/91TELEPHONE 535-2061RE: FLOODING COMPLAINT HORSEHEAD CREEK

COMMENTS:

I CALLED MR HARRIS, HE SAID THAT MR SINGER TRIED
TO PLACE A DIRT ON THE PROPERTY LINE TO KEEP
WATER OFF MR HARRIS'S PROPERTY & WASH BACK BUT THE DIRT
DID NOT WORK. I TOLD HIM WE WOULD TRY TO HAVE SOMEONE
LOOK AT THE PROBLEM NEXT WEEK SOMETIME

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.

4/82

NAME: Michael R. H.

Water Rights Division -DENR
Conversation or File DocumentationNAME OF PERSON OR FILE: Vernon SegerADDRESS: COUNTY: Fall RiverDATE: 8/14/91 TELEPHONE: 535-2045RE: Complaint-Flooding of Land

COMMENTS: On August 13, 1991, accompanied by Mr. Wayne Harris, I investigated a complaint regarding flooding of Mr. Harris's land by Mr. Vernon Seger's irrigation project. Mr. Harris showed me the damage caused by the flood on his land. The damaged area encompassed approximately 35 acres. At two different locations, where water had flowed back into the Horsehead Creek, it had removed soil to a depth of approximately 5 feet, width of 12 feet, and a length of 20 feet. Mr. Seger has constructed a small dam (plug) in the channel which backs up water and diverts it onto the land on the both side of the creek. There is no real structure to prevent water from flowing onto Mr. Harris's land except for a dike and a ditch. The dike turned out not to be efficient and the ditch did not have the capacity to carry all the water. The ditch was also designed to divert the water back into the creek. The plug itself is a small dam approximately 20 feet high with a gated 36 inch CMP. There are trees in the channel bottom upstream from the CMP and the headgate. These trees cause trash to get trapped upstream and cause more flooding. To remedy the problem, I believe, Mr. Seger should install more pipes in the plug to carry more water. The pipe capacities must be designed so that they have a capacity to handle more flow. Trees and trash should also be removed from the creek bottom.

Today, I contacted Mr. Seger and told him what my findings were. I also told him he should correct the situation before another flood causes more damages to Mr. Harris's property. I told him I will call him back next Thursday or Friday (August 22 or 23) to find out his timetable.

8-22-91: Contacted Mr. Vernon Seger to find out what was his timetable in fixing the problem. He said he had talked to Steve Quissel with the SCS office in Rapid City and asked him to look at the problem and make recommendations.

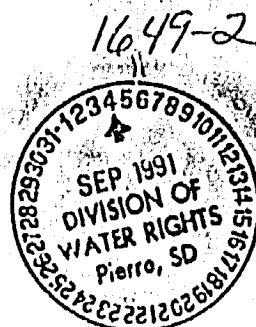
M. Rassool AhadiM. RASSOOL AHADI
Natural Resources Engineer III
DENR, Water Rights Division



United States
Department of
Agriculture

Soil
Conservation
Service

Soil Conservation Service
Federal Building
515 9th Street, Room 239
Rapid City, SD 57701



September 3, 1991

M. Rassool Ahadi
Natural Resources Engineer
Division of Water Rights

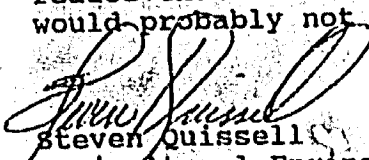
Re: Damage Complaint S.20-T9S-R7E

In response to your request for technical recommendations concerning the complaint filed by Wayne Harris, Olerichs, SD, I am submitting the following:

After a site inspection by Gerald Miller, Civil Engineering Technician, Soil Conservation Service, Rapid City, on August 23, 1991, we offer the following observations and recommendations.

The majority of the damage occurred from head cutting when the water which was diverted out of Horsehead Creek on Vern Segar's property, reentered the Horsehead channel downstream on the Harris property. This is a common problem involving diverted flows. Usually there is an erosion hazard involved with the severity governed by the duration of flow, volume, soils and the vertical drop back into the natural channel. Under extremely high flow situations there may actually be less damage when this water reenters the channel because the natural channel is usually flowing out-of-bank and there is little or no drop into the channel. As the flows lessen and the water surface drops below bank full, erosion usually occurs.

A possible solution to reduce the chances of further damage on the Harris property would be to install dikes near the property line which would divert the water back to the natural channel. This will move the erosion hazard back onto Segar's property. Erosion control could be achieved by installation of a high capacity rock lined chute but costs are usually prohibitive. Care should be taken so the dikes do not severely bottleneck the Horsehead flood plain or there could still be damage in that location with out-of-bank flow volumes. Due to the size of the Horsehead Creek drainage area, the chances of some erosion damage will always be present with any small diversion structure. Increasing the size of the tube through the structure could help reduce the flow duration of the overland flow but the reduction would probably not reduce the erosion hazard appreciably.


Steven Quissell
Agricultural Engineer

cc: Rod Baumberger, AC, SCS, Rapid City, SD
Gary Kruse, DC, SCS, Hot Springs, SD





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

September 5, 1991

(U)
NOTICE OF WATER RIGHT VIOLATION

TO: Vernon Seger
Oelrichs, SD 57763

FROM: John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

SUBJECT: Flooding of Wayne Harris' Land and Water Right No.
1649-2

The results of an investigation by Rassool Ahadi, Division of Water Rights Engineer, of a complaint received from Wayne Harris show that your irrigation system, authorized by Water Right No. 1649-2, has caused flooding of Mr. Harris' land. The flooding has caused soil erosion and damage to approximately 35 acres of Mr. Harris' property.

South Dakota Codified Law 46-5-2 states:

"Any person owning land through which any nonnavigable stream passes, may construct and maintain a dam across such nonnavigable stream if the course of the water is not changed, vested rights are not interfered with and no land flooded other than that belonging to the owner of such dam or upon which an easement for such purpose has been secured" (emphasis added).

According to Mr. Harris, there is no easement to flood his property.

I am requesting that immediate action be taken to remedy this problem and prevent future flooding of Mr. Harris' property. If you have any questions, please contact Rassool Ahadi, Division of Water Rights, 523 E. Capitol, Joe Foss Building, Pierre, SD 57501, Phone: (605) 773-3352.

Yours very truly,

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

cc: Diane Best, Assistant Attorney General
Wayne Harris

CERTIFICATION

I hereby certify that on September 5, 1991, I have personally deposited with the U.S. Mail, postage prepaid envelopes containing a Notice dated September 5, 1991, regarding Notice of Water Right Violation (Flooding of Wayne Harris' Land and Water Right No. 1649-2) addressed to:

Vernon Seger
Oelrichs, SD 57763

and, a copy addressed to:

Wayne Harris
Box 166
Oelrichs, SD 57763

A copy of the Notice was sent through inter-office mail to:

Diane Best, Assistant Attorney General

Jaci R. Konop

JACI R. KONOP
Senior Secretary

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

Sworn to, before me, this 9th day of September, 1991.



John Hatch
Notary Public

South Dakota

GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

November 20, 1991

Wayne Harris
Box 166
Oelrichs, SD 57763

Dear Mr. Harris:

Yesterday, I contacted Mr. Vernon Seger to find out what kind of remedial steps he will be taken in preventing flooding your land. Mr. Seger stated that he had not forgotten to do something about it. He said that he was planning to install high and heavy dikes to prevent any water from leaving his land. I told him I may make a trip to his place and inspect his progress later in the spring.

If you have any other questions, please do not hesitate to contact me.

Sincerely,

M. Raseol Ahadi

M. RASEOL AHADI
Natural Resources Engineer
Phone: 773-3352

Water Rights Division -DENR
Conversation or File Documentation

NAME OF PERSON OR FILE: Seger Ranch Inc.

ADDRESS: Oelrichs, SD 57763

COUNTY: Fall River

DATE: 3-16-92

TELEPHONE:

RE: Flooding of Mr. Harris' property

COMMENTS: Today I returned Mr. Harris' phone call. He told me that Mr. Seger had not done anything yet to fix the problem. He said, Mr. Seger and his son, Charles, have a partnership, however, Charles agrees with Mr. Harris to lower the dam. Mr. Harris would like to see the dam lowered to 18 inches above the pipe and use the dam as a crossing, instead of installing dikes. I told him I will contact Charles and Vernon to find out what they say.

** Contacted Charles Seger (535-2571) reg. the problem. He said he agreed with Mr. Harris that installing dikes will not solve the problem and the dam should be lowered.

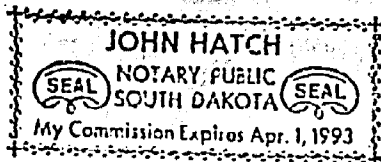
** Contacted Mr. Vernon Seger (535-2045) and told him that Mr. Harris was not satisfied with his plans of installing dikes. He said he wished Mr. Harris would contact him directly. He said he was ready to install the dikes. He said he will get ahold of Mr. Harris to find out what he suggests.

File in Permit or other file as necessary. Use to document conversations and what the other party was told; why action or decision was made.



M. RASSOOL AHADI

Natural Resources Engineer III
DENR, Water Rights Division





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

March 25, 1992

1649-2
671-2
1837-2

NOTICE

TO: SEGER RANCH INC
BOX 95
OELRICHS, SD 57763

FROM: JOHN HATCH, CHIEF ENGINEER
Water Rights Division
(605) 773-3352

SUBJECT: Shut Off Order for Junior Water Right Holders Upstream
of the Angostura Irrigation District.

Please be advised that effective immediately no diversions of water will be allowed under your Water Right Nos. 1649-2, 671-2, 1837-2 which are junior in priority to Water Right No. US579-2 held by the US Bureau of Reclamation for the Angostura Irrigation District.

On March 20, 1992 the water elevation in Angostura Reservoir was 4.4 feet and 19,164 acre feet below full. Reservoir storage levels will be closely monitored. If inflows increase such that the reservoir will fill, this shut off order will be rescinded at that time.

All water rights above Angostura Reservoir will be monitored until the reservoir has filled. I am asking for your cooperation in complying with this order.

If you have any questions, please contact Del Brosz or Mark Rath, Division of Water Rights, 523 E Capitol Ave, Pierre, SD 57501. Phone (605) 773-3352.

REPORT NO	FIRST NAME	LAST NAME	ADDRESS 1	ADDRESS 2	CITY	STATE	ZIP CODE	REPORT	REPORT
637 2		A & T CARTER CO	TCM LANDERS	ST RT	HOT SPRINGS	SD	57747		
108 2	RICHARD	ANDERSON	A CHAS ANDERSON	HCR 59 BOX 12	EDGE MONT	SD	57735		
1611 2	IRVING R	ANDERSON		HCR 59 BOX 20	EDGE MONT	SD	57735		
171 2		B & H RANCH INC	B F CHILDERS	PO BOX 723	EDGE MONT	SD	57735		
514 2		RAIL FROS		BOX 417	EDGE MONT	SD	57735		
1935 2	LESTER I	BARRELY		BOX 740	EDGE MONT	SD	57735		
1693 2	NICK/MICHAEL	BOGNET	ANICK BOGNET JR	HC 46 BOX 24	OFIRIENS	SD	57763	1731 2	
755 2		BRAINERD INDIAN SCHOOL			HOT SPRINGS	SD	57747		
858 2	WAYNE F	CHILDERS		HCR 59 BOX 1A	EDGE MONT	SD	57735		
616 2	V L	CHILDERS		BOX 723	EDGE MONT	SD	57735		
654 2	OSCAR	COFE			OFIRIENS	SD	57763		
1991 2	JOHN	DESPRING		SR 1 BOX 136	LUSK	WY	82225		
561 2	HAROLD E	DODSON		HCR 59 BOX 54	EDGE MONT	SD	57735	1810 2	
7052 2	LEROY/BERITA	DUFERSON		HC 48 BOX 248	PROVO	SD	57774		
1925 2	DAVID M	DUNBAR		RR BOX 32	OFIRIENS	SD	57763		
749 2		HAID BROTHERS, INC.	CARL P HAID, PRES	HCR 46 BOX 5	OFIRIENS	SD	57763	1625 2	
121 2	HEFMAN	HEER		BOX 141	EDGE MONT	SD	57735		
549 2	DARRELL E	HEFMAN		BOX 402	EDGE MONT	SD	57735		
1879 2	IRVING R	HENDERSON	ATT 265	5411 INDIAN RIVER	LAS VEGAS	NV	89103		
1910 2	IRVING M	HENRY		BOX 216	ARIZONA	SD	57715		
779 2	HENRY C	HOLLENBECK		DEWEY ROUTE	EDGE MONT	SD	57735		
1593 2		HU RANCH INC	SD CORPORATION	HCR 59 BOX 102	EDGE MONT	SD	57735		
750 2	DARRELL D	HUNTER		BOX 11	ARIZONA	SD	57715		
1611 2	JAMES/PATRICIA	JOHNSTON		HC 68 BOX 7	LAKEVIEW	NE	69351		
18710 2	JIM	KANE		BOX 19A	PROVO	SD	57774		
773 2	CARL	KANGLIT	ATT 207	FLANKE HOTEL	CHADRON	NE	69337		
1636 2	JOHN M	KOLLER		BOX 715	EDGE MONT	SD	57735		
866 2	A J	LANDERS	STAR CATTLE CO	BOX 1596 HCR 52	HOT SPRINGS	SD	57747		
1610 2	B L/ALLEN	LAWRENCE		BOX 159	TIoga	ND	58852		
676 2	MELVIN	LULF			HOT SPRINGS	SD	57747		
17295 2	JOHN D(JACK)	MANKE	(ESTATE)	RR 41 BOX 179C	HOT SPRINGS	SD	57747		
11417 2	KENNETH	MARTINSON		BOX 381	EDGE MONT	SD	57735		
785 2	ARLITH W	MCLAIN		BOX 161	OFIRIENS	SD	57763		
1710 2	RAUL L	MEFFORD, JR		HCR 48 BOX 22	PROVO	SD	57774		
1973 2	A J	NELSON		BROOKS STAGE	MILES CITY	MT	59301		
2015 2		PETERSON & SON, INC		HCR 59 BOX 16	EDGE MONT	SD	57735		
1016 2	PAUL & JEAN	PETTY	A NORFEN PETTY	HCR 52 BOX 136	HOT SPRINGS	SD	577479603		
1216 2	MELVIN	PORTER		WYO RT BOX 17	EDGE MONT	SD	57735		
711 2	EDWARD	POTMAN		BOX 188	OFIRIENS	SD	57763	2013 2	
1916 2	GLEN	REASER		HC 46 BOX 48	OFIRIENS	SD	57763		
122 2	EDWARD/WANDA	RIUTTER		HCR 59 BOX 90	EDGE MONT	SD	57735	1783 2	
293 2	CHANCE/NETER	REYNOLDS		HCR 59 BOX 28	EDGE MONT	SD	57735	291 2	
669 2	OLIVER M	ROMNEY		BOX 175	OFIRIENS	SD	57763		
718 2	VERNON	SCHROSE		ST RT BOX 1	HOT SPRINGS	SD	57747	1700 2	
1619 2		SCHER RANCH INC		BOX 95	OFIRIENS	SD	57763	611 2	1831 2
777 2	BERNARD D	SIMONS		BOX 341	EDGE MONT	SD	57735		
1737 2	ROBERT/MARA	TUPHS		BOX 563	EDGE MONT	SD	57735		
1019 2		VAR BONNET RANCH LTD	BOX 132	105 E 5TH ST	MURDO	SD	57559		
192 2	VINCENT M	WASSERBUCHER		BOX 83	ARIZONA	SD	57715	853 2	2115 2



1649-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

March 12, 1993

1649-2
671-2
1837-2

NOTICE

TO: SEGER RANCH INC
BOX 95
OELRICHS, SD 57763

FROM: *for* JOHN HATCH, CHIEF ENGINEER
Water Rights Division
(605) 773-3352

Delvin D. Brosz

SUBJECT: Shutoff Order for Junior Water Right Holders Upstream
of the Angostura Irrigation District.

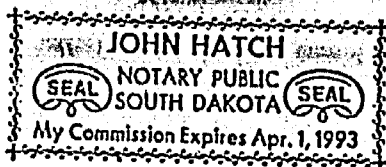
Effective immediately no diversions of water under your Water Right Nos. 1649-2, 671-2 and 1837-2 are authorized. Your water rights are junior in priority to the US Bureau of Reclamation Water Right No. 579-2, April 11, 1941 priority date. The Bureau of Reclamation water right for the Angostura Irrigation District allows one annual fill of the reservoir.

The amount of water required for one annual fill of Angostura Reservoir as of January 1, 1993 was 45,402 acre feet. On March 9, 1993 the water elevation in Angostura Reservoir was 10.2 feet and 41,305 acre feet below full. Reservoir storage levels will be closely monitored. If inflows increase and the reservoir will fill, this shutoff order will be rescinded. Any 1993 irrigation releases from the reservoir will be included in the inflow calculations.

All water rights above Angostura Reservoir will be monitored until the reservoir has filled. I am asking for your cooperation in complying with this order.

If you have any questions, please contact Del Brosz or Mark Rath, Division of Water Rights, 523 E Capitol Ave, Pierre, SD 57501. Phone (605) 773-3352.

cc: US Bureau of Reclamation
Angostura Irrigation District





1649-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3181

April 14, 1993

1649-2
671-2
1837-2

RESCISSION OF SHUTOFF ORDER

TO: SEGER RANCH INC
BOX 95
OELRICHS, SD 57763
FROM: JOHN HATCH, CHIEF ENGINEER
Water Rights Division
(605) 773-3352

SUBJECT: Rescission of the Shutoff Order for Junior Water Right
Holders Upstream of the Angostura Irrigation District
for the 1993 Irrigation Season.

Recent wet conditions in the Upper Cheyenne River Basin have provided large inflows and the Angostura Reservoir is expected to fill shortly. The shutoff order for all junior water rights upstream of the reservoir is rescinded for the 1993 irrigation season.

If you have any questions, please contact Del Brosz or Mark Rath, Division of Water Rights, 523 E Capitol Ave, Pierre, SD 57501. Phone (605) 773-3352.

cc: US Bureau of Reclamation
Angostura Irrigation District

1649-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 15, 1995

1649-2
671-2
1837-2

NOTICE

TO: VERNON SEGER
SEGER RANCH INC
BOX 95
OELRICHS, SD 57763

FROM: John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

SUBJECT: Shutoff Order for Junior Water Right Holders
Upstream of the Angostura Irrigation District.

Effective immediately no diversions of water under your Water Right Nos. 1649-2, 671-2 and 1837-2 are authorized. Your water right is junior in priority to the US Bureau of Reclamation Water Right No. US579-2 (April 11, 1941 priority date). Water Right No. US579-2 allows one annual fill of the reservoir.

On March 14, 1995, the water elevation in Angostura Reservoir was 7 feet and 30,000 acre feet below full. The Division of Water Rights, in cooperation with the Bureau of Reclamation, will closely monitor the reservoir storage level. If inflows increase and the reservoir will fill, this shutoff order will be rescinded. Any 1994 irrigation releases from the reservoir will be included in the inflow calculations.

The Division of Water Rights will monitor all water rights above Angostura Reservoir until the reservoir has filled. I am asking for your cooperation in complying with this order.

If you have any questions, please contact Del Brosz or Rassool Ahadi, Division of Water Rights, 523 E. Capitol Ave, Pierre, SD 57501. Phone (605) 773-3352.

cc: US Bureau of Reclamation
Angostura Irrigation District

ed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
 - ☐ Restricted Delivery
- Consult postmaster for fees.

3. Article Addressed to: 1681-2

GUINNICK FARM INC
HARVEY GUNNICK
HC 78 BOX 22
CROOKSTON, NE 69212

4a. Article Number
P 757 566 291

- 4b. Service Type
- | | |
|---|---|
| ☐ Registered | ☐ Insured |
| ☒ Certified | ☐ COD |
| ☐ Express Mail | ☐ Return Receipt for Merchandise |

7. Date of Delivery

8-8-95

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

Is your RETURN /

PS Form 3811, December 1991 ☆ U.S. G.P.O. : 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



1649-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

May 26, 1995

1649-2

671-2

1837-2

RESCISSION OF SHUTOFF ORDER

TO:

VERNON SEGER
SEGER RANCH INC
BOX 95
OELRICHS, SD 57763

FROM:

John Hatch, Chief Engineer
Water Rights Division
(605) 773-3352

SUBJECT: Rescission of the Shutoff Order for Junior Water Right Holders Upstream of the Angostura Reservoir for 1995 Irrigation Season.

Recent wet conditions in the Upper Cheyenne River Basin have provided large inflows and the Angostura Reservoir is expected to fill shortly. The shutoff order for all junior water rights upstream of the reservoir is rescinded for the 1995 irrigation season.

If you have any questions, please contact Del Brosz or Rassool Ahadi, Division of Water Rights, 523 E. Capitol Ave., Pierre, SD 57501.

cc: US Bureau of Reclamation
Angostura Irrigation District



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 30, 2004

NOTICE OF SHUTOFF ORDER

TO: SEGER RANCH INC
VERNON SEGER
RR 1 BOX 100A1
HOT SPRINGS SD 57747

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

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 1649-2, 1837-2

To protect the US Bureau of Reclamation's Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of junior water rights upstream of Angostura Dam will be allowed. On April 30, 2004, the water elevation in Angostura Reservoir was 3179.1 feet, a little over 8 feet below the full elevation of 3187.2 feet. Current storage is at 96,912 acre-feet, about 33,850 acre-feet below full and inflows are only about 38 acre-feet per day.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until December 31, 2004.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath or Don Stroup with the Water Rights Program at (605) 773-3352. Thank you.



1649-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 15, 2005

NOTICE OF SHUTOFF ORDER

TO: SEGER RANCH INC
VERNON SEGER
RR 1 BOX 100A1
HOT SPRINGS SD 57747

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 1649-2, 1837-2, 671-2

To protect the US Bureau of Reclamation's Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of junior water rights upstream of Angostura Dam will be allowed. On March 8, 2005, the water elevation in Angostura Reservoir was 3169.5 feet, almost 18-feet below the full elevation of 3187.2 feet. Storage is at 65,521 acre-feet, about 73,240 acre-feet below full and inflows are 14.9 acre-feet per day.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath or Don Stroup with the Water Rights Program at (605) 773-3352. Thank you.



Richard E. Miller
 Program Assistant
 Fall River County ASCS

9-7

Map No. 1413-2 APPL. # 1649-2



105A

30.4

7.0

19.5

3.8

20

↑
Div Dam

This is the location Mr. Seger
desires to flood
R. Krause, Co. Est. Agent.

9-7

105A

Hand-drawn geological map showing a coastal area with various labels and measurements. The map is divided into several sections by a grid of lines. The top left section is labeled "NW NE" and contains the number "24.6". The top right section is labeled "10 SW NE" and contains the number "7.0". The middle left section is labeled "SW NE" and contains the number "23.5". The middle right section is labeled "SE NE" and contains the number "7.0". The bottom left section is labeled "NE SE" and contains the number "24". The bottom right section is labeled "AC" and contains the number "24". The map also shows a coastline with a yellow line indicating a boundary or feature. There are several handwritten notes and numbers scattered throughout the map, including "30.7", "20", "17.0", "650", and "19.9".

Richard E. Miller
Program Assistant
Fall River County FRS

9-7

105*

LA ~~1418-2~~ ADD # 1699-2 N

16 49-2



IN REPLY REFER TO:

DK-700
PRJ 13.00

United States Department of the Interior

BUREAU OF RECLAMATION
Dakotas Area Office
Rapid City Field Office
515 9th St., Room 101
Rapid City, South Dakota 57701

FEB 24 2006



RECEIVED
FEB 27 2006
WATER RIGHTS
PROGRAM

Mr. Garland Erbele
Chief Engineer
Water Rights Division
South Dakota Department of Environment and Natural Resources
523 E. Capitol
Pierre, South Dakota 57501-3181

Subject: Request for Junior Water Rights Shut Off Order - Angostura Reservoir, South Dakota

Dear Mr. Erbele:

We request that the State of South Dakota's Department of Environment and Natural Resources Water Rights Division issue shut off orders to junior water right holders on the Cheyenne River above Angostura Reservoir.

Angostura Reservoir is presently at elevation 3169.90, which is a little over 17 feet down from full (top of conservation or full is at elevation 3187.2). On February 24, 2005, the storage in Angostura Reservoir is about 60,000 acre-feet, which is 63,000 acre-feet from full. If the spring weather continues to be dry, the water right at Angostura will not be satisfied.

If you have questions, please contact Curt Anderson or me at 605-394-9757.

Sincerely,

FOR Jeffrey L. Nettleton
Rapid City Field Office Manager

cc: Ms. Sue Lowry
Administrator
Interstate Streams Division
Wyoming State Engineer's Office
Herschler Building 4E
Cheyenne, WY 82002

Mr. Mick Jenniges
Manager
Angostura Irrigation District
P.O. Box 346
Oral, SD 57766



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 10, 2006

NOTICE OF SHUTOFF ORDER

TO: SEGER RANCH INC
VERNON SEGER
RR 1 BOX 100A1
HOT SPRINGS SD 57747

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 1649-2, 1837-2, 671-2

To protect the US Bureau of Reclamation's Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of junior water rights upstream of Angostura Dam will be allowed. On March 7, 2006, the water elevation in Angostura Reservoir was 3170.3-feet, almost 17-feet below the full elevation of 3187.2-feet. Storage is at 64,524 acre-feet, about 74,237 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath or Don Stroup with the Water Rights Program at (605) 773-3352. Thank you.



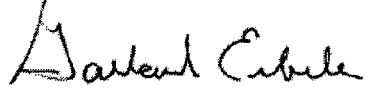
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 9, 2007

NOTICE OF SHUTOFF ORDER

TO: SEGER RANCH INC
RR 1 BOX 100A1
HOT SPRINGS, SD 57747

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program 

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 1649-2 1837-2 671-2

To protect the US Bureau of Reclamation's Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of junior water rights upstream of Angostura Dam will be allowed. On March 9, 2007, the water elevation in Angostura Reservoir was 3166.9-feet, 20.3-feet below the full elevation of 3187.2-feet. Storage is at 51652 acre-feet, about 87109 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath at (605) 773-3352 or Aaron Tieman at (605) 394-2229 with the Water Rights Program. Thank you.



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 19, 2008

NOTICE OF SHUTOFF ORDER

TO: SEGER RANCH INC
RR 1 BOX 100A1
HOT SPRINGS SD 57747

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 1649-2, 1837-2, 671-2

The US Bureau of Reclamation holds Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941. To protect this right, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of water rights junior to the priority date of April 11, 1941 upstream of Angostura Dam will be allowed. On March 17, 2008, the water elevation in Angostura Reservoir was 3168.8-feet, 18.4-feet below the full elevation of 3187.2-feet. Storage is at 56785 acre-feet, about 66263 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath at (605) 773-3352 or Aaron Tieman at (605) 394-2229 with the Water Rights Program. Thank you.



**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 19, 2009

NOTICE OF SHUTOFF ORDER

TO: VERNON SEGER
SEGER RANCH INC
RR 1 BOX 100A1
HOT SPRINGS SD 57747

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

Shutoff Order for Water Right Nos. 1649-2, 1837-2, 671-2

The US Bureau of Reclamation holds Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941. To protect this right, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of water rights junior to the priority date of April 11, 1941 upstream of Angostura Dam will be allowed. On March 18, 2009, the water elevation in Angostura Reservoir was 3176.7-feet, 10.5-feet below the full elevation of 3187.2-feet. Storage is at 80792 acre-feet, about 42256 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath at (605) 773-3352 or Aaron Tieman at (605) 394-2229 with the Water Rights Program. Thank you.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

denr.sd.gov

March 06, 2013

NOTICE OF SHUTOFF ORDER

TO: SEGER RANCH INC
VERNON SEGER
RR 1 BOX 100A1
HOT SPRINGS SD 57747

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of
Angostura Dam

**Shutoff Order for
Water Right Nos. 1837-2 (1649-2) 671-2**

The US Bureau of Reclamation holds Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941. To protect this right, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River and tributaries by holders of water rights junior to the priority date of April 11, 1941 upstream of Angostura Dam will be allowed. On March 05, 2013, the water elevation in Angostura Reservoir was 3176.8-feet, 10.4-feet below the full elevation of 3187.2-feet. Storage is at 81068 acre-feet, about 41980 acre-feet below full. Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the Cheyenne River flows upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Mark Rath at (605) 773-3352 or Aaron Tieman at (605) 394-2229 with the Water Rights Program. Thank you.

CERTIFICATION

I hereby certify that on March 6, 2013, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated March 6, 2013 regarding shut-off orders addressed as stated below:

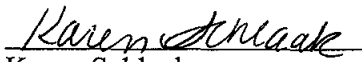
LAST_NAME	FIRST_NAME	ADDRESS2	CITY	STATE	ZIP
INDIAN CREEK CATTLE LLP		32296 190TH ST	SLEEPY EYE	MN	56085
INDIAN CREEK LAND & CATTLE LLC		PO BOX 538	EDGEMONT	SD	57735
WEINREIS BROTHERS		230908 HIGHLAND RD	SCOTTSBLUFF	NE	69361
SEGER RANCH INC		RR 1 BOX 100A1	HOT SPRINGS	SD	57747
REUTTER	EDWARD/WANDA	HCR 59 BOX 90	EDGEMONT	SD	57735
WASSERBURGER	MARTIN W & E DALLAS	30131 CASCADE RD	ARDMORE	SD	57735
HALD BROTHERS INC		30195 HIGHWAY 385	OELRICHS	SD	57763
GCC DACOTAH INC		PO DRAWER 360	RAPID CITY	SD	57709
FALKENBURG	JOE/NANCY	PO BOX 69	EDGEMONT	SD	57735
ANDERSEN	DONALD J/LYNDA J	10194 ARGENTINE RD	BURDOCK	SD	57735
ANDERSEN	KEITH	27360 S FLAT TOP RD	EDGEMONT	SD	57735
ANDERSON	DALE & JEANETTE	1401 TOMPKINS ST	RAPID CITY	SD	57701
B & H RANCH INC		900 W 7TH ST	CHADRON	NE	69337
BACHAND	DOUG & LORI	HC 48 BOX 248	PROVO	SD	57774
BALL BROS		BOX 527	EDGEMONT	SD	57735
BIRDSALL	JIM OR SHERYL	28086 ANGOSTURA RD	HOT SPRINGS	SD	57747
BOGNER	NICK/EUGENE	HC 46 BOX 24	OELRICHS	SD	57763
BOGNER	NICK/MICHAEL	29599 BLACK BANKS RD	OELRICHS	SD	57763
BRAINERD INDIAN SCHOOL		PO BOX 7038	RAPID CITY	SD	57709
CHILDERS	V L	900 W 7TH ST	CHADRON	NE	69337
COPE	OSCAR	PO BOX 147	OELRICHS	SD	57763
COPE RANCH		14160 SHIRK CREEK RD	OELRICHS	SD	57763
DUNBAR	DAVID M	HC 46 BOX 48A	OELRICHS	SD	57763
HENDERSON	DORA R	11507 HWY 471	EDGEMONT	SD	57735
HINESLEY	TED AND GAIL	103 W AVE A	BISMARCK	ND	58501
HOLLENBECK	HENRY C	665 OAK ST	EDGEMONT	SD	57735
HOLLENBECK	MARK J	27772 ELBOW CANYON RD	EDGEMONT	SD	57735
HOLLENBECK	PAT OR TAMMY	665 OAK ST	EDGEMONT	SD	57735
HU RANCH INC		28469 OLD HWY18	EDGEMONT	SD	57735
HUBER	GAYLE & LINDA	28797 LENNON SCHOOL RD	OELRICHS	SD	57763
HUNTER	ROSS J	30068 HAT CREEK RD	EDGEMONT	SD	57735
KOLLER	JOHN W	PO BOX 715	EDGEMONT	SD	57735
LANDERS	A J	BOX 159B HCR 52	HOT SPRINGS	SD	57747
LANDERS LIVESTOCK CO INC		29088 ASH CREEK RD	HOT SPRINGS	SD	57747
MANKE LAND & CATTLE CO LLC		PO BOX 599	EDGEMONT	SD	57735
MARTINSON	KENNETH	BOX 361	EDGEMONT	SD	57735
NELSON	A J	503 S CENTER AVE	MILES CITY	MT	59301
PETERSON & SON INC		27389 BURDOCK LOOP	BURDOCK	SD	57735
PORTER	EVERETT	10413 MOSS AGATE RD	EDGEMONT	SD	57735
PUTNAM	DONALD	BOX 188	OELRICHS	SD	57763
PUTNAM RANCH INC	DONALD	BOX 188	OELRICHS	SD	57763
QUINTO LTD		PO BOX 69	EDGEMONT	SD	57735
ROMEY	JOHN R OR TRACY	29773 HARD SCRABBLE RD	OELRICHS	SD	57763
SCHNOSE	ROBERT A & KIMBERLY L	29037 OLD HWY 79	OELRICHS	SD	57763

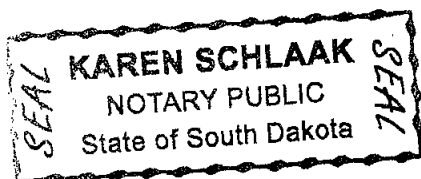
SCHNOSE	VERNON	12685 MAITLAND RD	HOT SPRINGS	SD	57747
SEABECK	DORIS SEABECK &	2533 PARK AVE	LARAMIE	WY	82070
SIMONS	THOMAS	BOX 381	EDGEMONT	SD	57735
TUBBS LAND & CATTLE LLC	BERNARD D	10891 RIVER RD	EDGEMONT	SD	57735
WALKER	FRED S & CYNTHIA K	30301 CASCADE RD	ARDMORE	SD	57735
WYOMING DAKOTA RAILROAD	WAYNE F	120 S 6TH ST - 9TH FLOOR	MINNEAPOLIS	MN	55402
PROPERTIES INC					


 Gail Jacobson
 Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
 COUNTY OF HUGHES)

Sworn to, before me, this 6th day of March, 2013.


 Karen Schlaak
 Notary Public
 My Commission expires April 1, 2013





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

RAPID CITY ONE-STOP
221 MALL DRIVE, SUITE 201
RAPID CITY, SD 57701
danr.sd.gov

June 05, 2026

TO: SEGER RANCH INC
RR 1 BOX 100A1
HOT SPRINGS, SD 57747

FROM: Adam Mathiowetz, PE, Acting Chief Engineer, Water Rights Program

SUBJECT: Shutoff Order for Junior Priority Date Water Rights Upstream of Angostura Dam

Shutoff Order for Water Permit No(s). 1649-2

The US Bureau of Reclamation holds Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941. To protect this right, the Water Rights Program is issuing shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River or its tributaries, by holders of water rights junior to the priority date of April 11, 1941, upstream of Angostura Dam will be allowed. On June 03, 2026, the water elevation in Angostura Reservoir was 3173.87-feet, 13.3-feet below the fill elevation of 3187.2-feet (top of the conservation pool). Storage was at 71,519.0 acre-feet, which is approximately 51,529 acre-feet below full. At this time, Angostura Reservoir is not expected to fill with the current low inflows.

The Angostura Reservoir storage level will be closely monitored and if the flows in the Cheyenne River and its tributaries upstream of the dam increase such that the reservoir will fill, this shutoff order will be rescinded at that time. If conditions do not improve, this order will remain in effect until the end of the calendar year.

I am asking for your cooperation in complying with this shutoff order. If you have any questions, please contact Nakaila Steen at (605) 394-2229, or myself at (605) 773-3352 with the Water Rights Program. Thank you.

We would appreciate it if you would call Nakaila in our Rapid City office and provide an up-to-date phone number and email for faster communication on this matter. Thank you.