

Corrected Application

NO. 3228-2

Water Division No. 2 So. Cheyenne District
(Blanks to be filled by the State Engineer.)

APPLICATION FOR PERMIT

To appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

1. Name of applicant Mary S. Andersen RICHARD L. & CHARLOTTE J. ANDERSON
Postoffice address Burlington County Fall River State South Dakota
DEWEY ROUTE
EDGE MOUNT, S.D.

I. If a corporation

- (a) Name of same
- (b) Date and place of incorporation
- (c) Amount of capital stock
- (d) Amount paid in
- (e) Names and address of directors:

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor) Direct labor
- (b) Cash on hand, \$ 1400.00 (c) Treasury stock, \$
- (d) Bonds to be issued, \$ (e) Other resources, \$ 1000.00

2. Name of diversion work Mary S. Andersen Diversion

3. Quantity of water claimed 5.57 cubic feet per second.

4. Source of water supply Beaver Creek

5. Location of point of diversion On Beaver Creek at a point 920 ft. S. 42° CO' E.
of NW cor. NW 1 Sec. 9, T. 7S, R. 1E, B.H.M. on Left bank.
(Right or left bank looking down stream.)

6. Annual periods during which water is to be used Spring and summer

7. To be used for:

I. Irrigation or domestic use: FLOOD IRRIGATION

(a) Number of acres to be irrigated 70 acres.

(b) Legal subdivisions to be irrigated 17 acres in NE 1/4 Sec. 9, T. 7S, R. 1E, B.H.M.
56 acres in NE 1/4 Sec. 8, T. 7S, R. 1E, B.H.M.

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with average thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

(c) Statement as to domestic use (giving location, etc.) None for domestic use

II. Mining, power, manufacturing, transportation, or other purposes: None

(a) Nature of use

(b) Amount of power to be generated horse power.

(c) Location of plant

(d) Method of developing power

(e) Point where water will be returned to stream

Applied during a period
of 60 days during flood periods

8. Estimated cost of works:

(a) Head gates, \$ 200.00 (b) Pumping plant, \$ 250.00
(c) Fluming, \$ none (d) Canal-earth, \$ 400.00 Rock, \$ none
(e) Other structures Ditch drop \$ 250.00 Total, \$ 1100.

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

Pumping plant

II. Dimensions of works:

(a) Dam: Height feet; length at bottom feet; length at top feet thickness at bottom feet; thickness at top feet; slope of front (water) face; slope of back face; material used in construction
(b) Reservoir: Capacity when filled acre feet. Surface area at highwater mark acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET-ACRES	FEET OF	CAPACITY ACRE-Feet

(c) Head gate: Width 4 feet; height one feet;
Material Concrete & steel (Surge box, concrete; head gate, steel)
(d) Canal: Total length 0.9 miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER LINE	GRADE PER MILE
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work 3 years.
11. Time required for complete application of water to the proposed beneficial use 3 years.
12. Choice of newspaper for publication of notice of intention to appropriate

Edgemont Tribune Edgemont South Dakota

STATE OF SOUTH DAKOTA

County of Fall River

ss.

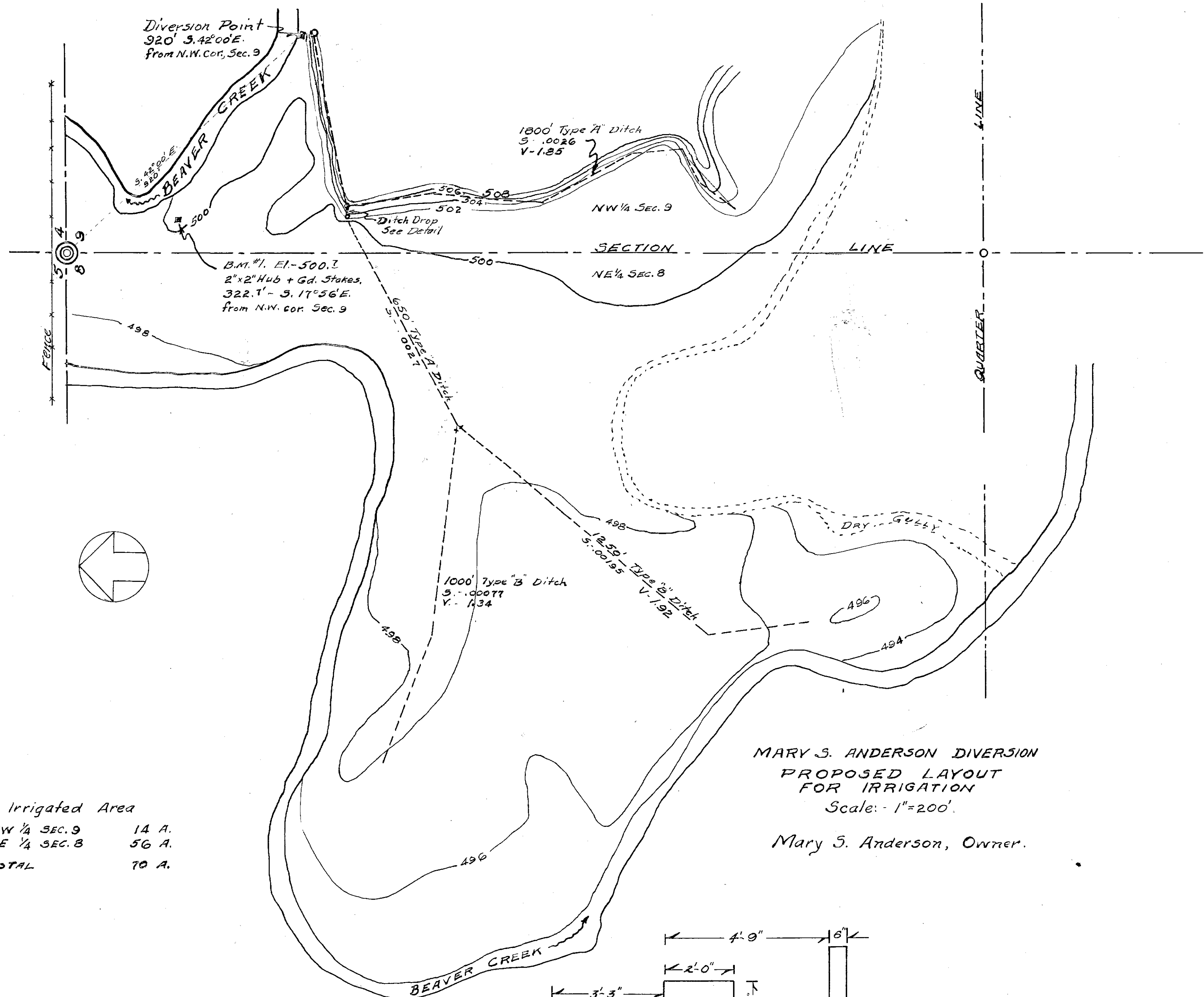
I, Mary S. Anderson, being first duly sworn
on my oath depose and say: That my relation to the above described, undertaking is that of
Owner, that I have read the above and
foregoing statement, and examined the map accompanying the same, and that I know of my own
personal knowledge that the matters herein stated and shown are true.

Signed Mary S. Anderson

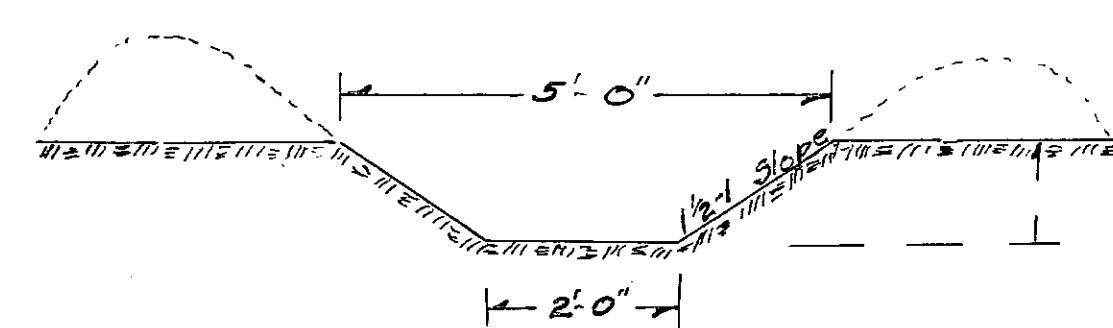
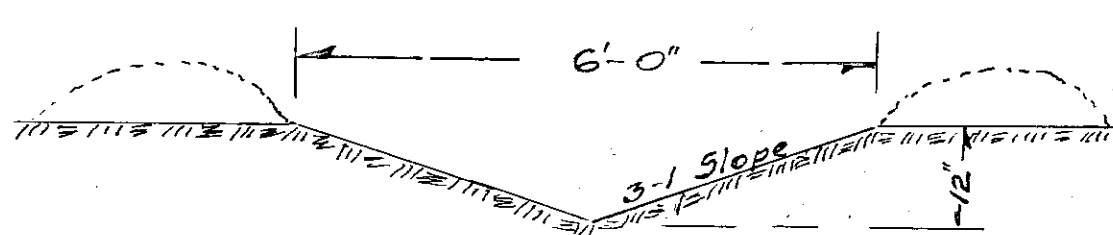
Subscribed and sworn to before me this 23 day of August, 1946

Notary Public (or other qualified officer.)

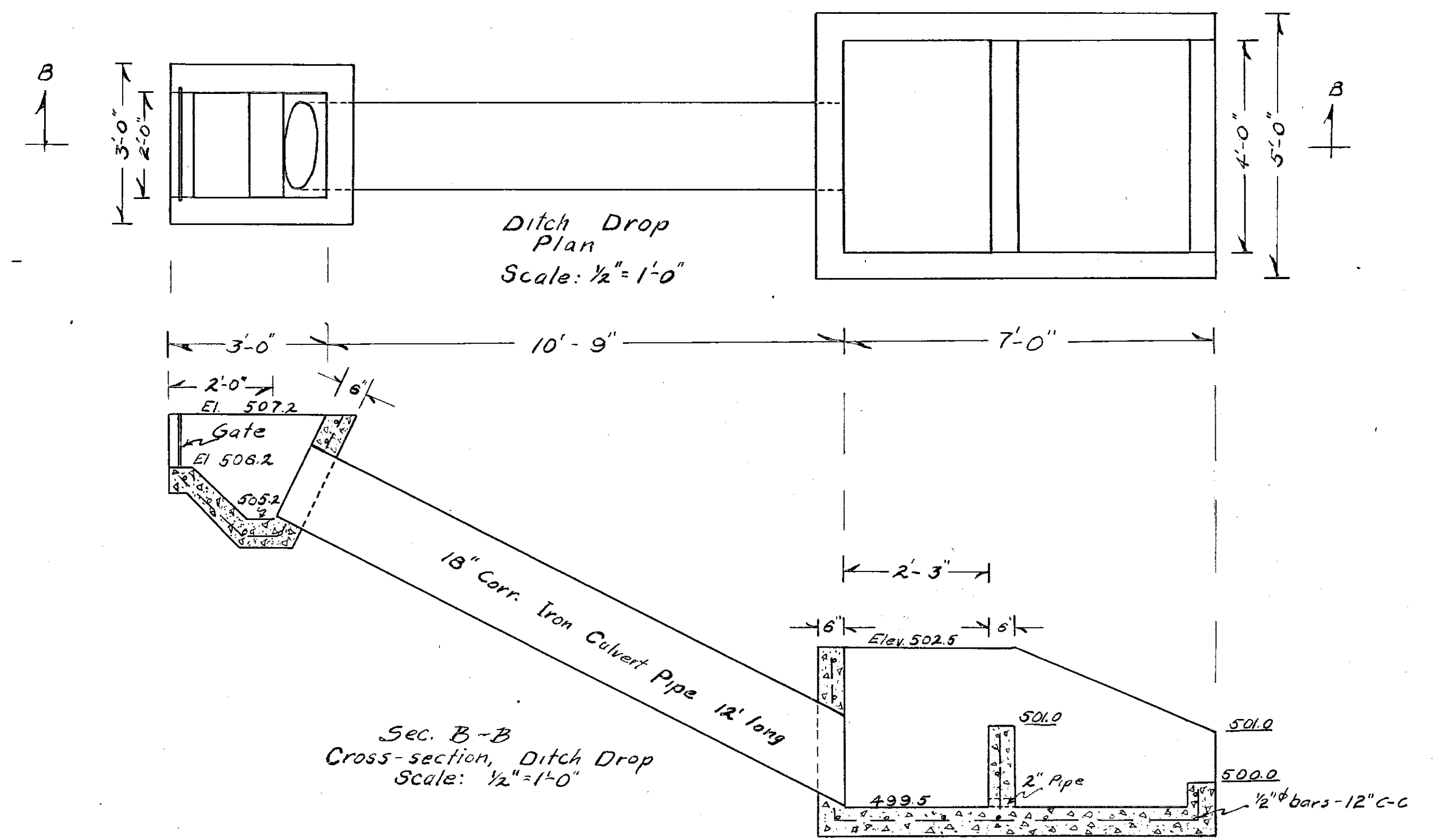
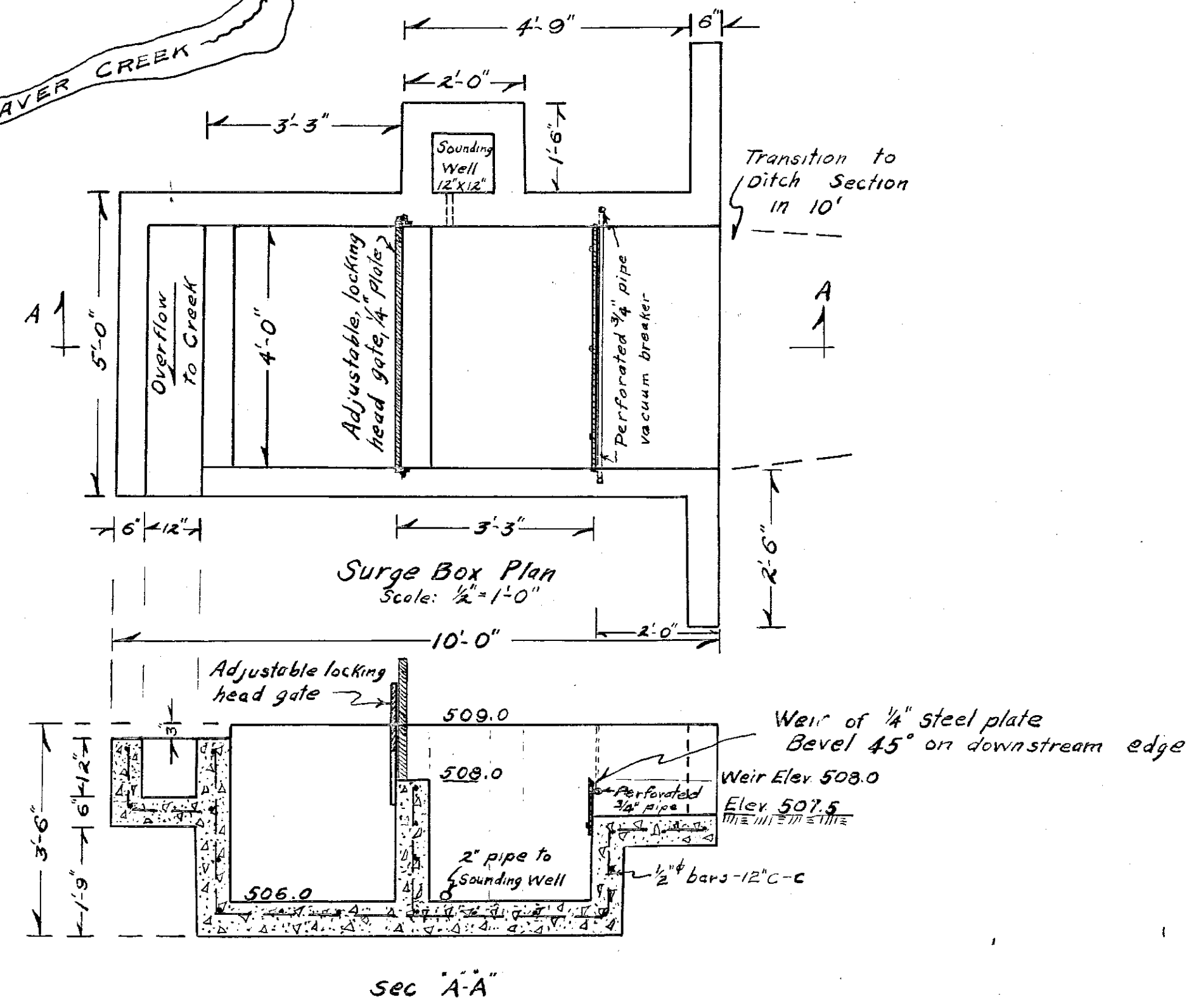
21 11P
NW
308-2



Irrigated Area
NW 1/4 SEC. 9 14 A.
NE 1/4 SEC. 8 56 A.
TOTAL 70 A.



Typical Ditch Sections
Scale: 1/2"=1'-0"



MAP OF PROPOSED IRRIGATED AREA IN SECS. 8 & 9 T7S R.1E B.H.M.

SURVEYOR'S CERTIFICATE

I, Julian Staven, a Registered Land Surveyor, do hereby certify that, at the request of Mary S. Anderson, I surveyed the tract of land shown in the above map. The location, with reference to U.S. Land Survey corners, of the proposed water diversion point, principal ditches and areas to be irrigated are as shown in the above map. In witness whereof, I have hereunto set my hand and seal this 26 day of June, A.D., 1946.

Julian Staven
Registered Land Surveyor

SEAL

ACKNOWLEDGEMENT

County of Pennington ss
State of South Dakota

Be it remembered that on this 26 day of June 1946, before me, the undersigned, a Notary Public within and for the County and State aforesaid, personally appeared Julian Staven, known to me to be the person who executed the within and foregoing instrument and acknowledged to me that he executed the same.

My commission expires June 26, 1949.

V.L. Rugg
Notary Public

SEAL

(Water Right No. 308-2)
Map No. 343-2

Remarks by State Engineer;

Subject to prior right of Federal Bureau of Reclamation for Angcatura

Project Flood Irrigation - 60 A's

The rate of 1 cu ft/sec. per acre = 124.44 cu ft.

and for the same amount in 60 days would be 6 cu ft/sec.

Only 60 A's are irrigated to the maximum level.

Amount would be 4 cu ft. per sec. or 51 cu ft. applied during 60 days time

STATE OF SOUTH DAKOTA

County of HUGHES

Pierre, South Dakota, October 9, 1946

This is to certify that the foregoing application was received at this office at 8:00 o'clock
..... a. m. upon the 2nd day of August, 1946 and that after examination it
was found to comply with the water laws of South Dakota, was duly advertised in
accordance with the State law and is hereby approved.

David W. Loucks
State Engineer.

Number of permit 308-2

Date of first receipt of application August 1, 1946

Date of return to applicant for correction August 2, 1946

Date of receipt of corrected application August 28, 1946

Date from which applicant may claim right August 1, 1946

Approved October 9, 1946, Recorded in Book 2 Page 558-559

This is to certify that I have examined the foregoing application for a permit to appropriate water of the state of South Dakota, and I hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-ninth, of the work above specified is to be completed on or before April 9, 1948.

2nd. The whole of said work is to be completed on or before October 9, 1949.

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is October 9, 1949.

4th. The water appropriated shall be used for the purpose of

Flood Irrigation

5th. 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.

6th. The amount of the appropriation herein granted shall not exceed 5.57 cubic feet of water per second of time; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must 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 October 9, 1949; said water to be used during the following described annual period:

April May June

Witness my hand this 15 day of October, 1946

Final water right is for
a maximum rate of 5 cu ft/sec
and applied during a maximum
of 60 days time during flood periods
David W. Loucks
State Engineer.

Item 7: " To be used for" :

I. Irrigation (*Flood Irrigation*)

Land sub-divisions to be irrigated: The following land is all in Township 7 South, Range 1 East, B. H. M.

NW $\frac{1}{4}$	Sec. 9	14 acres	(8.75%)
NE $\frac{1}{4}$	Sec. 8	56 acres	(36.8%)
SE $\frac{1}{4}$	Sec. 8	27 acres	(16.25%)
SW $\frac{1}{4}$	Sec. 9	17 acres	(10.63%)

Total	114 acres
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STATE OF SOUTH DAKOTA

WATER LICENSE NO. 308-2

WHEREAS, On the 23rd day of August A. D. 1946

MARY S. ANDERSON

of Turdock County of Fall River and State of South Dakota duly made application (No. 308-2) to me for a permit to use 5.57

cubic feet per second of the waters of Beaver Creek

County of Fall River State of South Dakota, for Flood Irrigation

purposes; and

WHEREAS, On the 15th day of October A. D. 1946

Permit No. 308-2 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 9th day of

October

A. D. 1949

and for the application to beneficial use of said water on or before the 9th day of October A. D. 1949

and, ()

WHEREAS, On the 4th day of September A. D. 1949

the holder of said permit duly made proof of the completion of adequate works for the diversion of

five

cubic feet per second of said waters, as evidenced by my Certificate No. 308-2

Dated October 7, 1949 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use five cubic feet per second of water,

with date of priority of August 1, 1946 and,

WHEREAS, On the 26th day of September A. D. 1949

proof was duly made of the application to beneficial use of five cubic feet per second of said water;

NOW, THEREFORE, By virtue of the authority vested in me by the laws of the State of South Dakota, I hereby grant and confirm to Mary S. Anderson of Burdock the holder... and owner... of said permit No. 308-2 a water right, dating from August 1, 1946 to the use of five cubic feet per second of the flood waters of Beaver 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 920 ft. S. 42°-00' E. of the N.W. cor. of the N.W. 1/4 of Sec. 9, Twp 7S., Rge 1E. and conducted to and upon lands in Sec. 8 and 9, Twp 7S., Rge 1E., as elsewhere described during a period or periods, not to exceed sixty days each year and in an amount not to exceed an equivalent of the legal maximum for the purpose... of flood irrigation during such times as flood waters are available, Subject to prior appropriations and subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have, or their object the economical use of such water.

WITNESS, My hand and the seal of my office at Pierre, South Dakota, this 7th day of October A. D. Nineteen Hundred and forty-nine.

DEAN W. LOUCKS

State Engineer.

STATE OF SOUTH DAKOTA

Water License No. 308-2

To Mary S. Anderson

Source of Supply Beaver Creek

Fall River County

Am't 5.000 cfs. 60 days Sec. Feet

Point of Diversion

As described

Place of Use Sec. 9, Twp 7S., Rge 1E.

Purpose Flood Irrigation

Date of Priority Aug. 1, 1946

Recorded

In Book 2 of Page 558-559

Permit No. 308-2

Water Division No. 2

S. Cheyenne Water District

Certificate of Construction of Works.

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That

MARY S. ANDERSON

of Burdook County of Fall River and State of South Dakota, the holder of Permit No. 308-2 issued upon Application No. 308-2 bearing date of priority of August 1, 1916, authorizing the diversion of 5.57 second-feet of the waters of Beaver Creek

County of Fall River, State of South Dakota, at a point 920 ft. S. 42° 00' E. of N.W. Cor. of NW $\frac{1}{4}$ of Sec. 9, Twp 7S., Rge 1E., B.H.M. on the left bank, for Flood Irrigation

purposes, has fully 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 adequate for diverting and conveying to the place of intended use five

second-feet of water; and that the lands proposed to be irrigated by the use of said water are described as follows.

to-wit: 11 Acres in the NW $\frac{1}{4}$ of Sec. 9, Twp 7S., Range 1E., and 46 acres in Sec. 8, Twp 7S., Range 1E., B.H.M.

Witness my hand this 7th day of October A. D. 1919

DEAN W. LOUCKS State Engineer of South Dakota.

(First Publication 194.....)

APPROPRIATION OF WATER

Office of State Engineer,

Pierre, So. Dak., August 28, 1946

Notice is hereby given that Mary S. Anderson whose postoffice address is Bardook So. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 5.57 cubic feet of water per second of time from the Beaver Creek through the Mary S. Anderson Diversion, the point of diversion of which is to be located on the left bank of said stream in the N.W. 1/4 of the N.W. 1/4 of Section 9 Twp. 7 S. Range 1 R. Said water to be used for the purpose of providing flood irrigation

This application will be taken up by the State Engineer at his office at Pierre for consideration upon the 7th day of October, 1946, at 2:00 P. M. All persons who believe that their prior rights would be injuriously affected, or that the allowance of the permit would be detrimental to the public welfare shall file such protest with the State Engineer in writing prior to the above date and may appear on the day above mentioned in person for the purpose of discussing further, the information presented.

Appropriate action will be taken by the State Engineer after suitable time has elapsed for the consideration of any or all information presented.

Dean W. Loucks,
State Engineer

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County of Fall River } ss.
L. K. Kopriya being duly
 sworn, deposes and says the annexed printed copy of Notice
 of Intention to appropriate Water was taken from the
Edgemont Tribune 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 Edgemont County of
Fall River and State of South Dakota;
 that the said notice was published in said newspaper on the
 following dates:

Sent. 11, 1946

Sent. 18, 1946

Sent. 25, 1946

Oct. 2, 1946

in each and every issue of the full number thereof, the first
 publication being made on the 11 day of September
1946 and the last publication on the Oct. 2 day of
October 1946, upon which days or times
 of publication aforesaid the newspaper was regularly pub-
 lished, and that during the whole time of said publication he
 was both the printer and publisher of
 the said newspaper.

Subscribed and sworn to before me this 3 day of October A. D. 1946

L. K. Kopriya
 Notary Public Fall River County, S. D.

APPROPRIATION OF WATER

Office of State Engineer,
 Pierre, So. Dak. August 28, 1946.
 Notice is hereby given that
 Mary S. Anderson whose post-
 office address is Burdock, So.
 Dak., has made an application in
 accordance with the provisions
 of the water laws of South Da-
 kota for a permit to appropriate
 for beneficial use 5.57 cubic feet
 of water per second of time from
 the Beaver Creek through the
 Mary S. Anderson Diversion, the
 point of diversion of which is to
 be located on the left bank of
 said stream in the N.W. 1 of the
 N.W. 1 of Section 9, Twp. 7S,
 Range 17 E. Said water to be
 used for the purpose of provid-
 ing flood irrigation.
 This application will be taken
 up by the State Engineer at his
 office at Pierre for consideration
 upon the 7th day of October,
 1946, at 2:00 P. M. All persons
 who believe that their prior
 rights would be injuriously af-
 fected, or that the allowance of
 the permit would be detrimental
 to the public welfare shall file
 such protest with the State En-
 gineer in writing prior to the
 above date and may appear on
 the day above mentioned in per-
 son for the purpose of discuss-
 ing further the information pre-
 sented.
 Appropriate action will be tak-
 en by the State Engineer after
 suitable time has elapsed for the
 consideration of any or all in-
 formation presented.

DEAN W. LUCKS,
 State Engineer.
 Pub. Sept. 11, 18, 25; Oct. 2.

Permit No.....

Water Division No..... Water District

Certificate of Examination of Works

OCT 5 1949

Report of Examining Engineer

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

To the State Engineer, Pierre, South Dakota:

Dear Sir: I hereby certify that in accordance with your letter of authorization dated August 22, 1949

I have this day made a thorough examination of the diversion works constructed by Mary S. Anderson
of BurdookFall River County, South Dakota, holder of permit No. 308-2, issued
upon application No. bearing date of priority of 19, authorizing the
diversion of 5.57 second feet of the waters of Beaver Creek for irrigation
purposes. I have to report on the condition of the same as follows:

The diversion works comprise a series of main and lateral ditches approximately as shown on the plans, and in addition one lateral to the northwest from the main ditch about 325 feet from the surge box. The surge box is a wood and tin structure not according to plan but does work satisfactorily. It would seem uneconomical to construct a structure such as is shown on the plans because the creek would soon undermine the structure. Water is lifted about 12 feet to the structure by an 8" pump run by a belt from a tractor. About 10 acres of irrigable land is lost since the water is not lifted as high as originally planned. Ditches are not uniform as to cross-section, however, the slope is consistent and all land is irrigated thoroughly by placing wooden check dams along the ditch.

The point of diversion is located 920' S, 42' 00" E, of the NW Cor. of Sec. 9, T7S, R1E, B.H.M.

The works are capable of diverting and conveying to the place of use approx. 5.5 second-feet of water, which is to be used for irrigation

The legal sub-divisions to be irrigated are: 14 acres in NW $\frac{1}{4}$ Sec. 9, T7S, R1E, B.H.M. and approximately 46 acres in Sec. 8, T7S, R1E, B. H. M.

The domestic use intended comprises none comprising a total of approximately 60 acres of land.

The utilization for power, mining, or other beneficial uses comprises: none

Witness my hand, this 4th day of September, A. D. 1949

Examining Engineer.

RECEIVED

OCT 5 1949

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

Location No.

Water Division No. Water District.

Proof of Application of Water to Beneficial Use

Petition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Mrs. Mary S. Anderson

Burdock, South Dakota

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent,) your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans. About Oct-1-1946 About Oct-15-1946

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans.

Source of water is from Beaver Creek. The point of diversion is located 920' S. 42 00' E. of the NW cor Sec 9, T7S, R1E, B. H. M.

Ques. 5. Describe your works of diversion giving length and height of each dam and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use, and date of completion of same.

Ans. The length is shown on the plans with the exception of an additional lateral about 600' long to the northwest from a point 325 feet along the main ditch from the surge box. Check dams are placed approximately 2' high along the ditch depending on which area is to be irrigated. The ditch carries about 1900 GPM from the surge box. The project was completed in the spring of 1947.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. For irrigation only. 14 acres in the NW $\frac{1}{4}$ Sec. 9, T7S, R1E, B.H.M. and 46 acres in Sec. 9, T7S, R1E, B.H.M.

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 5.5 second feet of water

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water is used to the full capacity of the pump each spring for a few weeks up until about the middle of June for irrigation of grain and alfalfa.

(Sign) Mary S. Anderson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that

I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Edgemont, County of Fall River

State of South Dakota, on this 26th day of September, 1949

Witnesses.

Robert Russell
Notary Public

I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Leslie Coates

Location No. _____

Proof of Application of Water to
Agricultural Use

PETITION OF HOLDER

Amount of water second feet

Source

County

Purpose

Place of use

Date of recording

Received and filed

Burdock, S. Dak.
Oct-19-1949.

Dear W. Loucks,
State Engineer,
Pierre, S. Dak.

RECEIVED
OCT 21 1949
OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

Dear Sir.

I received my Water License No. 308-2
but in looking it over I find that it is
not right. Where ever the word five is
written it is five. Will you please have this
corrected.

Yours very Truly.

Mrs. Mary S. Andersen.

October 21, 1949

Mrs. Mary S. Andersen
Burdock, S. Dak.

Re: Water License No. 308-2

Dear Mrs. Andersen:

Thank you for calling our attention to the typographical error occurring on your "Water License No. 308-2" and the "Certificate of Completion of Works" covering No. 308-2.

We have corrected the work to read "five" in every instance where necessary and are returning same herewith.

Yours very truly,

RW
Enc.

DEAN W. LOUCKS
State Engineer

17

TRANSFER OF WATER RIGHT

KNOW ALL MEN BY THESE PRESENTS: That Mary S. Andersen, sometimes known as Mary S. Anderson, of Burdock, Fall River County, South Dakota, party of the first part, in consideration of the payment of One Dollar (\$1.00) and other good and valuable consideration, in hand paid by Richard L. Andersen of Burdock, South Dakota, party of the second part, has sold, assigned, transferred and set over, and by these presents does sell, assign, transfer, and set over unto the said party of the second part, his successors and assigns, that certain water right or license granted to her by the State Engineer of the State of South Dakota, and being License No. 308-2 in Water Division No. _____ in Fall River County, South Dakota, and on the stream of Beaver Creek of Fall River County, South Dakota, the record of which is filed in the office of the State Engineer at Pierre, South Dakota, with all and singular the premises herein mentioned and described, and the said party of the first part has a good right and lawful authority to sell, assign, and transfer the same in the manner herein set forth; except that this transfer of water right shall give to the party of the second part no guarantee of any specific amount of water, and said right is confined to any and all amounts of water that shall arrive at the point of diversion in the natural course of the stream's flow, and shall not affect or alter in any way the water rights located above this right on said Beaver Creek.

In Witness Whereof, she has hereunto set her hand and seal the eighth day of June, 1961.

Mary S. Andersen
sometimes known as Mary S. Anderson

STATE OF SOUTH DAKOTA)
COUNTY OF FALL RIVER) SS.

On this the 8th day of June, 1961, before me, the undersigned Notary Public within and for said County and State, personally appeared Mary S. Andersen, sometimes known as Mary S. Anderson, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that she executed the same.

[Signature]
Notary Public

My commission expires 1-8-69.

NOTICE OF TRANSFER OF WATER PERMIT

August 27,

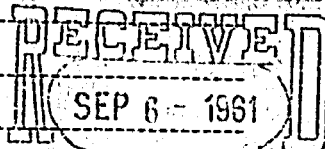
19 61

TO: Office of State Water Resources Commission
Pierre, South Dakota

This is to notify you that Mary S. Andersen Burdock, South Dakota

who previously owned the land described below has sold ^{her} ~~his~~ interests to Richard L. Andersen
husband, and Charlotte J. Andersen Wife Box 20, Burdock South Dakota

together with any rights to the beneficial use of water thereon as evidenced by State Water Permit No. 308 - 2
and as provided for in section 61.0141 of the SDC of 1939 and elsewhere



STATE WATER RESOURCES COMM.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at
the OFFICE OF WATER RESOURCES COMMISSION as evidence of the change of ownership.

A fee of one dollar is hereto attached to cover filing fees as required under Section 55.1806 of the SDC of 1939.

STATE OF SOUTH DAKOTA

County of Fall River

} ss.

I, Mary S. Andersen being first duly sworn on my
oath depose and say: That my relation to the above described undertaking is that of Owner, that I have read the
above foregoing statement, and I know of my own personal knowledge that the information herein stated is true.

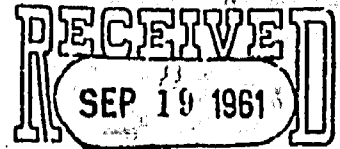
Signed

Mary S. Andersen

Subscribed and sworn to before me this 5th day of September 19 61.

[Signature]
Notary Public

PAUL H. RUSSELL
ATTORNEY AT LAW
BOX 514
EDGEMONT, SOUTH DAKOTA
TEL. MOHAWK 2-7751



STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

September 18, 1961

Water Resources Commission
Pierre, South Dakota

Re: Richard Andersen
Burdock, S. Dak.

Dear Sirs:

Richard Andersen who lives north of the Cheyenne River west of Burdock, South Dakota, has consulted me about water rights. He has a water right on Beaver Creek which flows through his land about a mile before it gets to the Cheyenne River. Pass Creek from the northeast also flows through his place into Beaver Creek.

Mr. Andersen would like to construct a dam on Pass Creek to create storage for irrigation. Would this creek be considered a dry draw, and would a dry draw water right be sufficient? He has two possibilities a dam for storage irrigation or a base grade diversion, which would take out the water with a small concrete diversion works built into the creek. The same ground would be watered that is now irrigated from Beaver Creek. He would contemplate about a 40,000 yard dam to back up 200 acre feet, and would have an 18 foot fill.

Will you please send him out suggested instructions and proper applications? Thank you.

Yours very truly,

Paul H. Russell
Paul H. Russell

PHR:b

Augustine Piorres

*11-11-61
3-12-66*

*2000
11-11-61
3-12-66*

September 29, 1961

Mr. Richard Andersen
Burdock, South Dakota

Dear Mr. Andersen:

In his letter of September 18, 1961, Mr. Paul Russell requested that I send suggestions and water right application forms to you concerning water use from Pass Creek.

Pass Creek is not a "Dry Draw" as defined in the water laws, consequently, the filing of a Dry Draw Location Notice is not the proper procedure for acquiring water rights. Also, since July 1, 1957 Dry Draw Location Notices do not cover other than "domestic use", including stockwater use. Irrigation use of water is not included in a Dry Draw Location Notice filing.

A water right for additional water from Pass Creek to supplement your water supply from Beaver Creek on the lands irrigated under water right No. 308-2 may be difficult to acquire. Just as your water right No. 308-2 is subject to the priority of the Angostura Project water right, a new water right would contain the same kind of but more severe restriction, especially if you plan to build a storage reservoir. During the past two years the Angostura Project has been short of water. While curtailment of your use of water under water right 308-2 was not considered necessary during these two years, further development will increase the likelihood of curtailment during dry years such as 1960 and 1961.

Water right application forms with instructions are enclosed if you wish to use them. Upon receipt of your appli-

Richard Andersen

2.

September 29, 1961

cation, we will attempt to get clearance from the Angostura Project water right for you. If you include a storage reservoir of the magnitude of 200 acre feet, the chances of acquiring the new water right are less likely than if you make application for a flood water spreader system.

Sincerely,

J. W. GRIMES
Chief Engineer

JWG:ls

Enc's

cc Paul H. Russell

Box 514

Edgemont, South Dakota

**OVERSIZE
DOCUMENT IS
SUPPLEMENTARY
TO MICROFILM FILE**

SOUTH DAKOTA
Department of
Water & Natural Resources
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

May 11, 1989

308-2

NOTICE

TO: Richard Anderson
HCR 59, Box 18
Edgemont, SD 57735
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 No. 308-2. The priority date for your water right 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

308-2

NOTICE

TO: Richard Anderson
HCR 59, Box 18
Edgemont, SD 57735

FROM: JOHN HATCH, CHIEF ENGINEER
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 No. 308-2. 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

308-2

NOTICE

TO: Richard Anderson
HCR 59, Box 18
Edgemont, SD 57735

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

Delvin W. Brosz

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 57501-3181

May 20, 1991

308-2

RESCISSION OF SHUTOFF ORDER

TO: Richard Anderson
HCR 59, Box 18
Edgemont, SD 57735

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

Delvin D. Brosz

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.

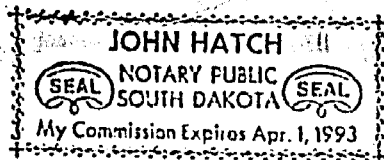
If you have any questions, please contact Mark Rath or Del Brosz (605) 773-3352.

308-2

Chas. F. Frost

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

John [Signature]
Notary Public





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 25, 1992

308-2

NOTICE

TO: RICHARD ANDERSON
& CHAR ANDERSON
HCR 59 BOX 18
EDGEMONT, SD 57735

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 No. 308-2 which is 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 Brasz or Mark Rath, Division of Water Rights, 523 E Capitol Ave, Pierre, SD 57501. Phone (605) 773-3352.

PERMIT NO	FIRST NAME	LAST NAME	ADDRESS 1	ADDRESS 2	CITY	STATE	ZIP CODE	PERMIT	THRU
657-2		A & T CATTLE CO	TCM LANDERS	ST RT	HOT SPRINGS	SD	57747		
308-2	RICHARD	ANDERSON	A CHAR ANDERSON	HCR 59 BOX 18	EDGEWATER	SD	57735		
1611-2	IRENE R	ANDERSON		HCR 59 BOX 20	EDGEWATER	SD	57735		
324-2		B & H RANCH INC	B F CHILDERS	PO BOX 723	EDGEWATER	SD	57735		
531-2		RAIL PROS		BOX 617	EDGEWATER	SD	57735		
1995-2	LESTER I	BARLEY		BOX 740	EDGEWATER	SD	57735		
1693-2	NICK/MICHAEL	BEGGER	ANICK BEGGER JR	HC 45 BOX 24	OFELICHS	SD	57763	1731-2	
755-2		BRAINERD INDIAN SCHOOL			HOT SPRINGS	SD	57747		
858-2	WAYNE F	CHILDERS		HCR 59 BOX 1A	EDGEWATER	SD	57735		
636-2	V L	CHILDERS		BOX 723	EDGEWATER	SD	57735		
654-2	OSCAR	COFF			OFELICHS	SD	57763		
1994-2	JACK	DEGENING		SR 1 BOX 135	LUSK	WY	82225		
567-2	HAROLD E	DODSON		HCR 59 BOX 5A	EDGEWATER	SD	57735	1410-2	
2058-2	LEROY/BERTHA	DUNSON		HC 48 BOX 248	PROVO	SD	57774		
1985-2	DAVID M	DUNBAR		RR BOX 32	OFELICHS	SD	57763		
788-2		HAUD BROTHERS, INC.	CARL P HAUD, PRES	HCR 45 BOX 5	OFELICHS	SD	57763	1695-2	
621-2	HEFMAN	HICK		BOX 441	EDGEWATER	SD	57735		
510-2	DARRELL E	HELMAN		BOX 402	EDGEWATER	SD	57735		
1819-2	DORA R	HENDERSON	ATT 265	5141 INDIAN RIVER	LAS VEGAS	NT	89163		
1980-2	DON M	HENRY		BOX 276	ARIZONA	SD	57715		
179-2	HENRY C	HOLLERBECK		DEWEY ROUTE	EDGEWATER	SD	57735		
1593-2		HU RANCH INC	SD CORPORATION	HCR 59 BOX 102	EDGEWATER	SD	57735		
350-2	DARRELL D	HUNTER		BOX D	ARIZONA	SD	57715		
1611-2	JAMES/PATRICIA	JOHNSTON		HC 68 BOX 7	LAKESIDE	NE	68351		
18770-2	JIM	KANE		BOX 19A	PROVO	SD	57774		
763-2	CARL	KANNOLT	ATT 207	PLANT HOTEL	CHADRON	NE	68337		
1696-2	JOHN W	KOLLER		BOX 715	EDGEWATER	SD	57735		
866-2	A J	LANDERS	STAR CATTLE CO	BOX 1598 HCR 52	HOT SPRINGS	SD	57747		
1810-2	R L/ALLEN	LAWRENCE		BOX 759	TIOGA	ND	58852		
676-2	MELVIN	LUTF			HOT SPRINGS	SD	57747		
17295-2	JOHN D(JACK)	MANE	(ESTATE)	PR 71 BOX 12M	HOT SPRINGS	SD	57747		
11447-2	KENNETH	MARTINSON		BOX 361	EDGEWATER	SD	57735		
785-2	ARLITH W	MELAIN		BOX 104	OFELICHS	SD	57763		
410-2	RAUEL L	MEFFERD, JR		HCR 48 BOX 22	PROVO	SD	57774		
1973-2	A J	NEILSON		PROBUS STAGE	MILES CITY	MT	59261		
2015-2		PETERSON & SON, INC		HCR 59 BOX 16	EDGEWATER	SD	57735		
1016-2	PAUL & JEAN	PETTY	A NORMAN PETTY	HCR 52 BOX 136	HOT SPRINGS	SD	57747/2603		
1716-2	MELVIN	PORTER		WIO RT BOX 17	EDGEWATER	SD	57735		
711-2	DONALD	PUTNAM		BOX 188	OFELICHS	SD	57763	2043-2	
1916-2	GLEN	REASER		HC 45 BOX 48	OFELICHS	SD	57763		
672-2	EDWARD/WANDA	REUTTER		HCR 59 BOX 90	EDGEWATER	SD	57735	1789-2	
293-2	CHANCE/NETERL	REYNOLDS		HCR 59 BOX 28	EDGEWATER	SD	57735	234-2	
669-2	OLIVER M	ROWET		BOX 175	OFELICHS	SD	57763		
718-2	VERNON	SCHWASE		ST RT BOX 155	HOT SPRINGS	SD	57747	1764-2	
1619-2		SEGER RANCH INC		BOX 95	OFELICHS	SD	57763	671-2	1821-2
927-2	BERNARD D	SIMONS		BOX 381	EDGEWATER	SD	57735		
1737-2	ROBERT/MARK	TUPBS		BOX 563	EDGEWATER	SD	57735		
1019-2		WAR BONNET RANCH LTD	BOX 132	105 E 5TH ST	MORDO	SD	57552		
392-2	VINCENT M	WASSERBURGER		BOX 83	ARIZONA	SD	57715	853-2	2115-2

PLEASE FILL OUT AND RETURN
BEFORE DECEMBER 18, 1992

OCTOBER 1992 WATER MANAGEMENT BOARD IRRIGATION QUESTIONNAIRE

308-2
J08-2
RICHARD/CHAR ANDERSEN
HCR 59 BOX 18
EDGE MONT
SD 57735

FR/LC

Telephone No. 1-22-7794

1. SURFACE WATER ☒ GROUNDWATER ☐
2. Did you irrigate during 1992? Yes ☐ No ☒
3. Number of acres irrigated in 1992 _____
4. Has your system been constructed? Yes ☒ No ☐
5. Are chemicals, including fertilizer, applied through your irrigation system? Yes ☐ No ☒
6. Is acreage covered by this permit in the federal CRP program? Yes ☐ No ☒
7. If yes, is ALL irrigated acreage in the program? Yes ☐ No ☐
8. If yes, list first full year after CRP program expires 19 _____

Type of Power	No. of acres Irrigated
1. Electric	☒
2. Gravity	☒
3. Gasoline	☐
4. Nat. Gas pipeline	☐
5. Diesel	☐
6. Propane	☐
7. Other	☐
Type of System	
1. Hand moved sprinklers	☐
2. Portable booms	☐
3. Center pivots (# of)	☐
4. Gated pipes	☐
5. Sidewheels	☐
6. Towlines	☐
7. Big gun	☐
8. Siphons	☐
9. Flood	☒
10. Other	☐

Month	# days pumped	Average # hours per day	Average pump rate (gpm)	Acres of Crop Irrigated & Estimated Water Use			
				Crop	Acres	Water Used	Water Used
April							
May							
June							
July							
August							
Sept.							
Oct.							
Other Months							

Owner or address change, if any:

COMMENTS:



Complete & return to:
Water Rights Division
Joe Foss Building
523 E Capitol
Pierre SD 57501-3181
(605) 773-3352



308-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 11, 1992

308-2

Richard L. Andersen
HCR 59 Box 18
Edgemont, SD 57735

Dear Mr. Andersen:

This letter is in reference to the comments you made on your 1992 Irrigation Questionnaire. South Dakota Water Law is based on the priority date system, that is water rights with older priority dates have the first right to use the water. The U.S. Bureau of Reclamation has the water right for storage in Angostura Reservoir with a priority date of April 11, 1941. In the past three years, shut off orders have been issued to junior water right holders located above Angostura Reservoir. The water right for Angostura Reservoir allows for one annual fill of the reservoir before junior upstream water rights are allowed to divert. The proposal you have made, would not protect the senior Angostura water right for storage as required by law.

The Division of Water Rights continuously monitors the storage, the inflow, and the outflow for Angostura Reservoir. At the beginning of the calendar year a determination is made of the required volume of water that would be needed to fill the reservoir. When sufficient water flows into the reservoir to meet this requirement, a notice rescinding the shutoff order is issued.

We would be happy to visit with you about this at any time. I would suggest that you call us before you come to Pierre to make sure that someone is in the office to visit with you. If you have other questions, feel free to contact me or Mark Rath, Division of Water Rights, phone 773-3352.

Sincerely,

Delvin D. Brosz, PE
Natural Resources Engineer



308-2

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

March 12, 1993

308-2

NOTICE

TO: RICHARD ANDERSON
& CHAR ANDERSON
HCR 59 BOX 18
EDGEMONT, SD 57735

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 No. 308-2 are authorized. Your water right is 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

CERTIFICATION

I hereby certify that on March 12, 1993, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 12, 1993, regarding Shutoff Order for Junior Water Right Holders Upstream of the Angostura Irrigation District addressed as stated below, and on the attached:

Copy Sent To:

Bruce Laymon, U.S. Bureau of Reclamation, Belle Fourche Projects Office, P.O. Box 226, Newell, SD 57760.

Joseph Kramer, Manager, Angostura Irrigation District, P.C. Box 346, Oral, SD 57766.

Cheryl F. Frost

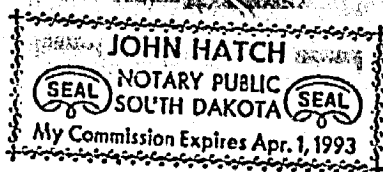
Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

Sworn to, before me, this 15th day of March, 1993.

John Hatch

Notary Public



308-2



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

April 14, 1993

308-2

RESCISSION OF SHUTOFF ORDER

TO: RICHARD ANDERSON
& CHAR ANDERSON
HCR 59 BOX 18
EDGEMONT, SD 57735

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

John Hatch

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



308-2

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

December 2, 1993

No. 308-2

Donald J. & Lynda J. Andersen
P.O. Box 359
Edgemont, SD 57735-0359

Dear Mr. and Ms. Andersen:

Enclosed is a partially completed "Notice of Transfer" form for use in filing an ownership change on Water Right No. 308-2. The water right is currently listed in the name of Richard L. & Charlotte J. Andersen.

The transfer form should be checked over for accuracy and signed by the new owner in the presence of a notary public. Upon completion, return the form to our office with a required filing fee of \$2.50.

South Dakota Water Law 46-5-30.3 requires Notice of any sale, grant, lease, conveyance or other transfer of a water permit or water right to appropriate water to be filed with this office within ninety days.

If you have any questions, please contact me.

Sincerely,

Cheryl F. Frost

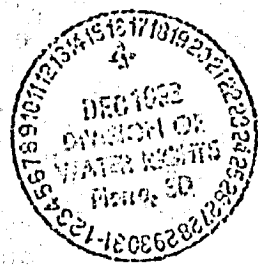
Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

enclosure

308-2

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 308-2

Date: December 12, 1993

I/We request that Water Right No. 308-2

formerly owned by: Richard L & Charlotte J Andersen

be transferred to: Donald J & Lynda J Andersen, PO Box 359, Edgemont, SD 57735-0359 Telephone No:

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

14 acres in NW 1/4 Section 9, and 46 acres in Section 8, T7S, R1E

I/We understand that the validity of Water Right No. 308-2 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 at the Division of Water Rights, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Lake River)

I/We Donald J & Lynda J Andersen being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Donald J Andersen
(Signed)
Lynda J Andersen

Subscribed and sworn to before me this 13th day of Dec, 1993.

Orville J. DeMaaker
(Notary Public) 11-26-5001

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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

Division of Water Rights

South Dakota Department of Environment and Natural Resources

308-2
413966

Pierre, December 16, 19 93

RECEIVED OF Lynda Andersen, Box 359, Edgemont, SD 57735

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 _____		
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>Water Right No. 308-2</u>	2	50
Fee for Filing Extension Request _____		
Fee for _____		

(Any Other Work Provided by Law)	Total	2 50

By

John W. Hatch
Chief Engineer



308-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

December 21, 1993

No. 308-2

Donald J. & Lynda J. Andersen
P.O. Box 359
Edgemont, SD 57735-0359

Dear Mr. and Ms. Andersen:

Enclosed is a receipt in the amount of \$2.50 which, you paid for the transfer of Water Right No. 308-2.

Our records now show you as the owner of Water Right No. 308-2.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Division
(605) 773-3352

enclosure

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 15, 1995

308-2

NOTICE

TO: DONALD J AND LYNDA ANDERSEN
PO BOX 359
EDGEMONT, SD 57735

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 No. 308-2 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 Anadi, Division of Water Rights, 523 E. Capitol Ave, Pierre, SD 57501. Phone (605) 773-3352.

cc: US Bureau of Reclamation
Angostura Irrigation District



308-2

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

May 26, 1995

308-2

RESCISSION OF SHUTOFF ORDER

TO: DONALD J/LYNDA J ANDERSEN
PO BOX 359
EDGEMONT, SD 57735 0359

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

Delvin H. Brosz

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



308-2
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 14, 2004

NOTICE

TO: DONALD J/LYNDA J ANDERSEN, PO BOX 359, EDMONT, SD 57735 0359

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

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire has not been submitted for Permit No(s) 308-2. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 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 3, 2004, 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(s) 308-2 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(s) is(are) received in this office on/or before February 27, 2004, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), 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.



308-2

Track & Confirm

Current Status

You entered 2301 3460 0000 8515 8084

Your item was delivered at 11:13 am on January 15, 2004 in
EDGEMONT, SD 57735. The item was signed for by L ANDERSON.

[Shipment Details >](#)

Notification Options

▶ Track & Confirm by email

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▶ Request Proof of Delivery

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Track & Confirm

Enter label number:

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SIGNATURE CONFIRMATION NUMBER:
2301 3460 0000 8515 8084

DONALD J/LYNDA J ANDERSEN
PO BOX 359
EDGEMONT SD 57735 0359

calling.

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:

Keep this receipt. For Inquiries:
Access internet web site at
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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3162
www.state.sd.us/denr

January 21, 2004

308-2

Donald & Lynda J Anderson
PO Box 359
Edgemont SD 57735-0359

Dear Mr. & Mrs. Anderson:

I am writing to acknowledge receipt of your 2003 irrigation questionnaire. You may disregard the January 14, 2004, "Notice" concerning reporting requirements for Water Right No. 308-2.

The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



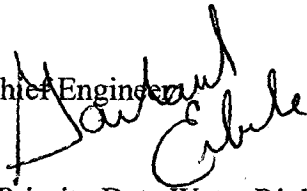
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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: DONALD J/LYNDA J ANDERSEN
PO BOX 359
EDGEMONT SD 57735

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. 308-2

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.

**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: DONALD J/LYNDA J ANDERSEN
PO BOX 359
EDGEMONT SD 57735

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. 308-2

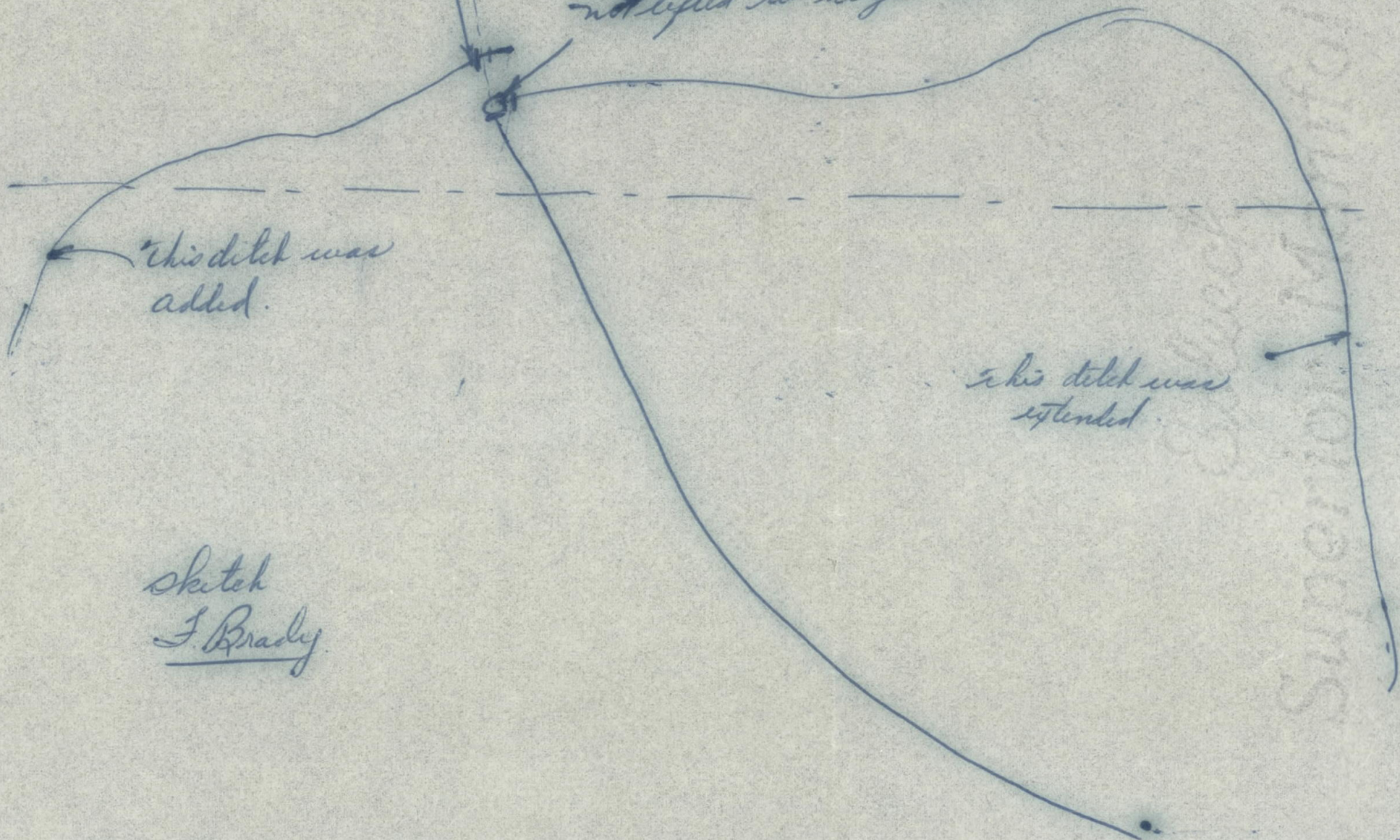
To protect the US Bureau of Reclamation's Water Right No. US579-2 for Angostura Reservoir with a senior priority date of April 11, 1941, the Bureau of Reclamation has asked that we issue shutoff orders for junior water right holders. Effective immediately no diversions of water from the Cheyenne River 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.

Crude wooden tin box at this point
however it works satisfactorily. Riser is cutting
off bank rapidly at this point and it would
not seem economical to construct a concrete
surge box as is shown on the plans.

No ditch dug at this point since water was
not lifted to height as shown.



Sketch
J. Brady



IN REPLY REFER TO:

DK-700
PRJ 13.00

308-2
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



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

RECEIVED
FEB 27 2006
WATER RIGHTS
PROGRAM

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: DONALD J/LYNDA J ANDERSEN
PO BOX 359
EDGEMONT SD 57735

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. 308-2

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: DONALD J & LYNDA J ANDERSEN
PO BOX 359
EDGEMONT, SD 57735

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. 308-2

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: DONALD J/LYNDA J ANDERSEN
PO BOX 359
EDGEMONT SD 57735

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. 308-2

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:

DONALD J/LYNDA J ANDERSEN
PO BOX 359
EDGEMONT SD 57735

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. 308-2

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
www.state.sd.us/denr

December 10, 2010

Representative Lance Russell
PO Box 184
Hot Springs, SD 577477

Dear Representative Russell:

Thank you for your letter of November 24th concerning junior water right holders on the Cheyenne River.

As you're probably aware, the Bureau of Reclamation holds a 1941 water right to Angostura Reservoir. During years in which it appears the reservoir won't fill, the Bureau has asked DENR to issue shut off orders to those junior water right holders upstream of the reservoir. This occurred in 2008 and 2009. A copy of one of those letters is enclosed. Since Angostura Reservoir filled in 2010, the Bureau did not place a call on their water right.

The shut off letter clearly states that, "If conditions do not improve, this order will remain in effect until the end of the calendar year." It should have been clear, to anyone who read their letter that the shut off orders terminate at the end of the calendar year.

That being said, we will agree to discount the 2010 water year and not count it against those individuals who failed to irrigate during the 2010 year. A copy of this letter will be added to the files of those who indicated on their irrigation questionnaire that they did not irrigate.

Please let me know if there anything else I can assist you with.

Sincerely,


Garland Erbele, Chief Engineer

Encl.



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: DONALD J/LYNDA J ANDERSEN
10194 ARGENTINE RD
BURDOCK SD 57735

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. (308-2)**

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:

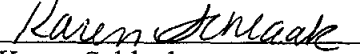
LAST_NAME	FIRST_NAME	ADDRESS2	CITY	STATE	ZIP
INDIAN CREEK CATTLE LLP		32296 190TH ST	SLEEPY EYE	MN	56085
INDIAN CREEK LAND & CATTLE LLC		PO BOX 538	EDGEMONT	SD	57735
WEINREIS BROTHERS		230908 HIGHLAND RD	SCOTTSBLUFF	NE	69361
SEGER RANCH INC		RR 1 BOX 100A1	HOT SPRINGS	SD	57747
REUTTER	EDWARD/WANDA	HCR 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

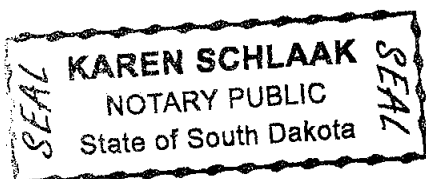
SCHNOSE	VERNON	12685 MAITLAND RD	HOT SPRINGS	SD	57747
SEABECK	DORIS SEABECK &	2533 PARK AVE	LARAMIE	WY	82070
SIMONS	THOMAS	BOX 381	EDGEMONT	SD	57735
TUBBS LAND & CATTLE LLC	BERNARD D	10891 RIVER RD	EDGEMONT	SD	57735
WALKER	FRED S & CYNTHIA K	30301 CASCADE RD	ARDMORE	SD	57735
WYOMING DAKOTA RAILROAD	WAYNE 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: DONALD J/LYNDA J ANDERSEN
10194 ARGENTINE RD
BURDOCK, SD 57735

Adam Mathiowetz

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). 308-2

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.