

368-2

No.-----

Office of State Engineer
DOCUMENT FILE

W. C. Maude
Hermosa

Sec. 17, 18, 19 & 20
Twp 3 S - R 12 E
Custer Co.

Cheyenne River

Map No. 395-2

No. 368-2

Division No. 2

Battle Creek District

PERMIT

to appropriate water from

Cheyenne River

Custer County, South Dakota.

Name of applicant

W. C. Laude

Name of diversion works

W. C. Laude Diversion Works

Date of first receipt at office of State

Engineer November 21, 1950

Returned to applicant for Correction

November 25 1950

Corrected application received

February 6 1951

Date of water right

November 21 1950

Recorded in Book 2 Page 786-787

One-fifth of work to be completed

July 5, 1951

Whole work to be completed

October 5 1951

Final proof of use of water 4/5/56

Approved April 5, 1951

DEAN W. LOUCKS State Engineer.

ORIGINAL
Original Application

Corrected Application

NOV 2 1920

8:15 A.M.

8:30 a.m.

FEB 6 1921

Form 2—Application for Permit to appropriate Water—Original Map No. 395-2

NO 330-2

Water Division No. 2 Battle Creek District
(Blank 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)

1. Name of applicant W. C. Maude
Postoffice address Stark, Box 85, Capital, County Gunter, State S. D. 57795

- 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) work to be accomplished mostly by direct labor
- (b) Cash on hand, \$ sufficient
- (c) Treasury stock \$ none
- (d) Bonds to be issued, \$ none
- (e) Other resources, \$ Tractor & blade

2. Name of diversion work W. C. Maude
3. Quantity of water claimed 1.69 cubic feet per second.
4. Source of water supply Chyenne River
5. Location of point of diversion South 40 degrees five minutes East 1048.9 feet to Section Corner common to Sections 17, 18, 19 and 20; T. 3 S.; R. 12 E. of D. N. H. on Left (facing down stream) bank.
6. Annual periods during which water is to be used March, thru October
7. To be used for: Irrigation

I. Irrigation or domestic use: Irrigation (gravity)

- (a) Number of acres to be irrigated 116.3 acres.
- (b) Legal subdivisions to be irrigated All in East 1/2 of Section 8

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage 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.)

II. Mining, power, manufacturing, transportation, or other purposes:

- (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

Certificate of Construction issued JULY 7 1920

Water License issued JULY 7 1920

8. Estimated cost of works:

(a) Head gates, \$500.00..... (b) Pumping plant, \$.....
 (c) Fluming, \$none..... (d) Canal-earth, \$400.00..... Rock, \$none.....
 (e) Other structures Rectangular vior \$10.00..... Total, \$910.00.....

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.) Water will be taken in an open ditch 2050' to diked head gate

II. Dimensions of works:

(a) Dam: Height none feet; length at bottom feet; length at top feet; thickness at bottom feet; thickness at top feet; slope at 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 FEET OF DEPTH AT OUTLET-ACRES	ACRE-Feet CAPACITY

(c)* Head gate: Width 37" feet; height 24" feet; Material Steel screw control set in concrete wing walls.
 (d) Canal: Total length 2.52 miles. (including laterals)

LOCATION BELOW HEADGATE	DEPTH feet	BOTTOM WIDTH	WIDTH AT WATER LINE	GRADE PER MILE
At 0 Mile	.66 feet	8 feet	10 feet	3.14 feet
At .39 Mile	.66 feet	10 feet	12 feet	3.17 feet
At 1.05 Mile	.66 feet	8 feet	10 feet	3.17 feet
At 2.16 Mile	.60 feet	8 feet	8 feet	3.17 feet
At Mile	 feet	 feet	 feet	 feet
At Mile	 feet	 feet	 feet	 feet

(Give dimensions where reductions in size are made.)

10. Time required or completion of work..... 7 years.
 11. Time required for complete application of work to the proposed beneficial use 5 years.
 12. Choice of newspaper for publication of notice of intention to appropriate

Custer Chronicle

STATE OF SOUTH DAKOTA,

County of Pennington

W. C. Haudo

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

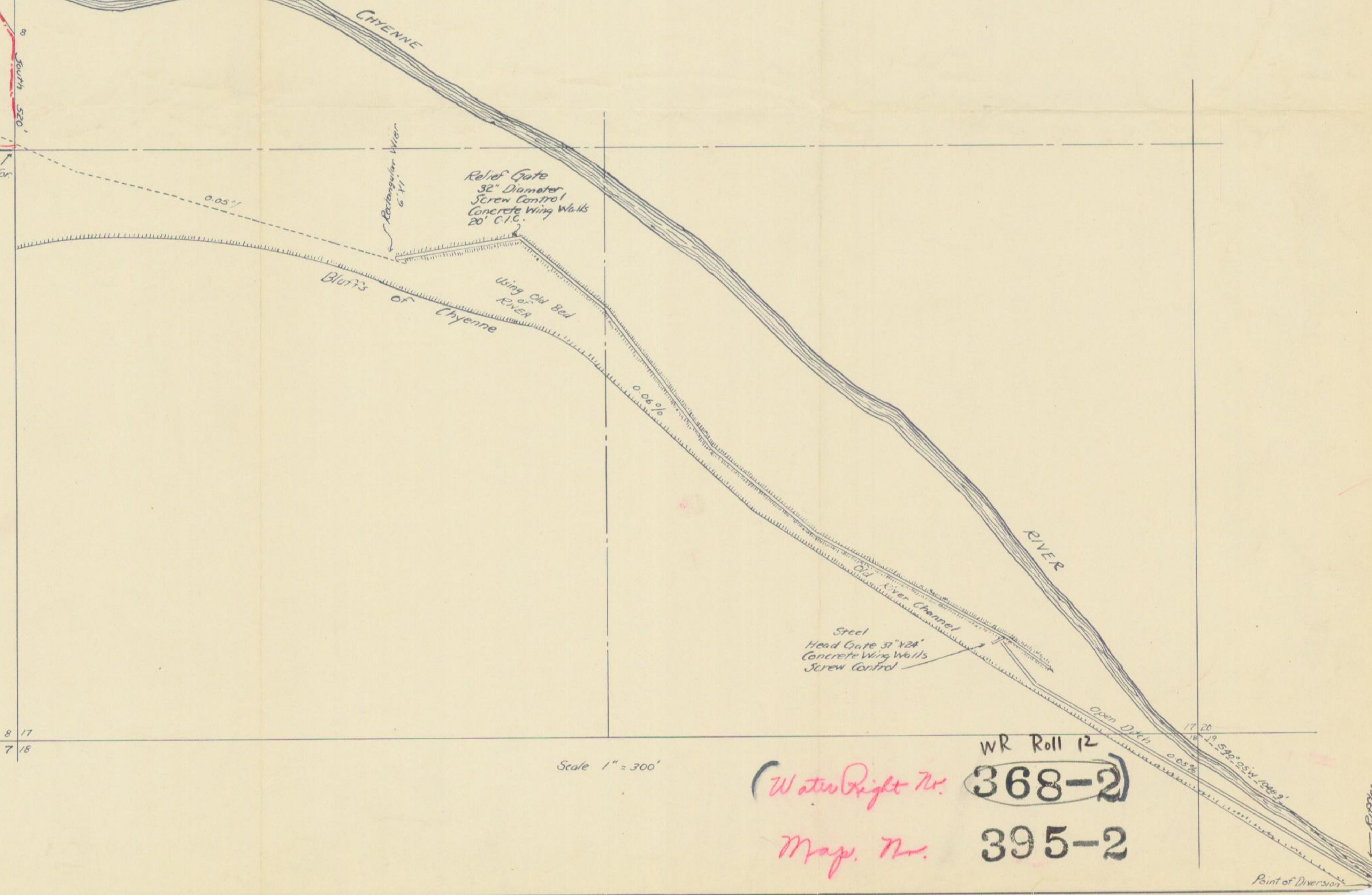
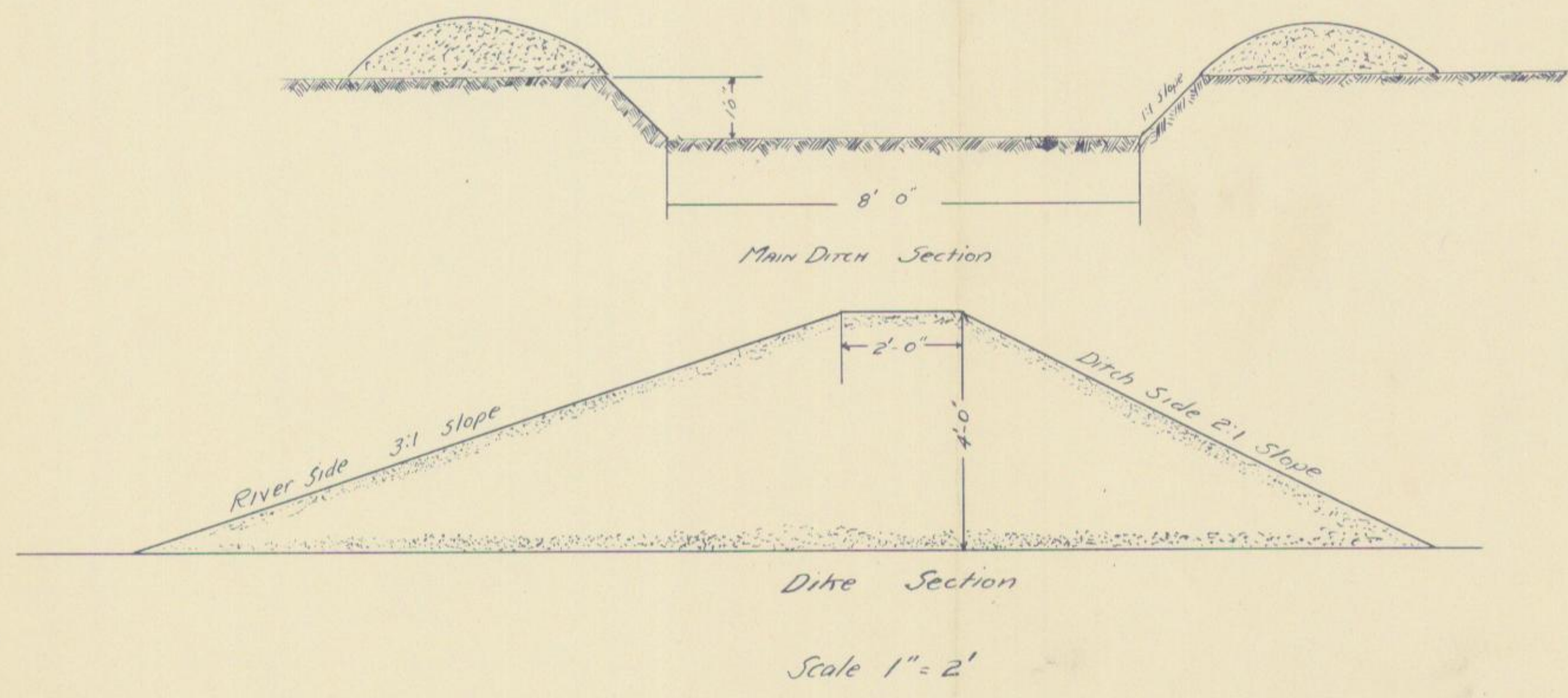
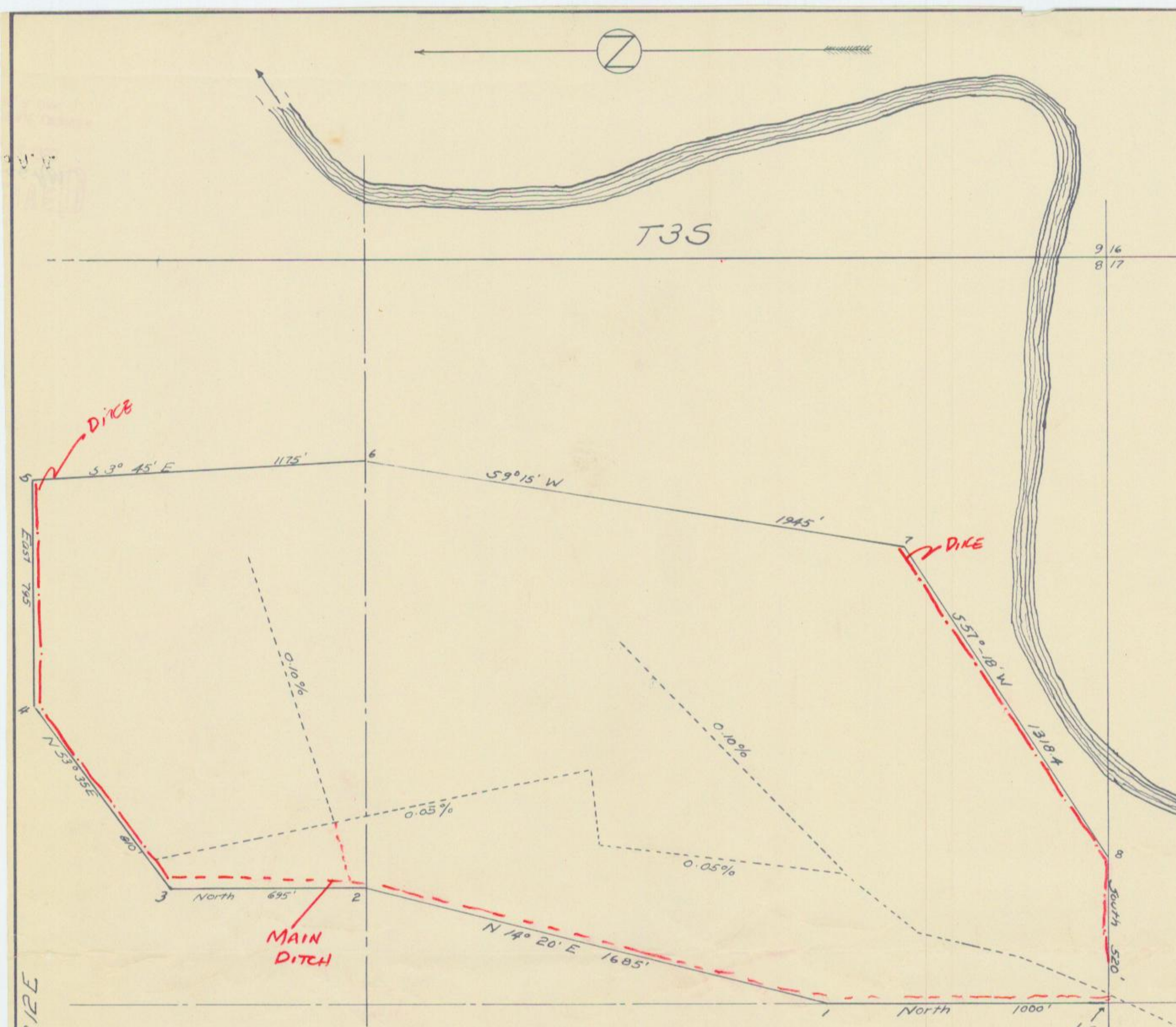
foregoing statement, and examined the map accompanying the same, and that I know of my own personal knowledge that the matters herein state and shown are true

Signed

W. C. Haudo

February

1951



W.C. MAUDE DIVERSION
 I, Gardner Gantz, a Registered Professional Engineer and Land Surveyor, being so authorized by the owner did survey a portion of the E $\frac{1}{2}$ of Section 8, T3S, R12E, of the B.H.M. in Custer County, South Dakota and ran out the levels for ditches and diversion of water from the Chienne River and that the same are correctly described and plotted. Said tract contains 118.3 Acres more or less.
 Custer, S.D.
 Nov. 21, 1950

I, W.C. Maude, do hereby certify that I am the owner of that portion of Section 8, T3S, R12E, of the B.H.M. in Custer County, South Dakota embraced in W.C. Maude Diversion survey and that I acknowledge the said survey and plat thereof as here shown.

ACKNOWLEDGEMENT:

STATE OF SOUTH DAKOTA } ss
 County of Custer

On this 21st day November in the year 1950 before me Homer V. Morris, the Clerk of Courts within and for said County and State, personally appeared W.C. Maude and Gardner Gantz, known to me to be the persons who are described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same.

CLERK OF COURTS

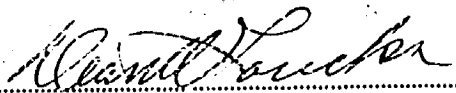
WR Roll 12
 (Water Right No. 368-2)
 Map. No. 395-2

Remarks by State Engineer:

STATE OF SOUTH DAKOTA,
County of Hughes } ss.

Pierrre, South Dakota, April 5, 1951.

This is to certify that the foregoing application was received at this office at 8:15 o'clock
a.m. upon the 21st day of November, 1950 and that after examination it
was found to comply with the South Dakota water laws, was published in accordance with the provisions
thereof and consideration given to any and all information presented.



DEAN W. LOUCKS

State Engineer.

Number of permit 368-2

Date of first receipt of application November 21, 1950

Date of return to applicant for correction November 25, 1950

Date of receipt of corrected application February 6, 1951

Date from which applicant may claim right November 21, 1950

Approved April 5, 1951, Recorded in Book 2 Page 766-767

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-fifth of the work above specified is to be completed on or be-
fore July 5, 1951.

2nd. The whole of said work is to be completed on or before October 5, 1951.

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith
is April 5, 1956.

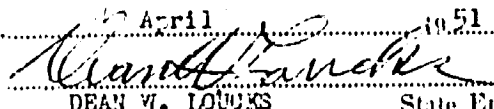
4th. The water appropriated shall be used for the purpose of providing irrigation

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 1.7 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
April 5, 1956; said water to be used during the following described annual
period:

March 1st through October 31 inclusive.

Witness my hand this 5th day of April, 1951


DEAN W. LOUCKS State Engineer.

Certificate of Construction issued July 7, 1970

Water License issued July 7, 1970

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 368-2

(1) WHEREAS, On the 21st day of November A. D. 19 50

Walter C. Maude

made Water Right Application No. 368-2 for a permit to use 1.69 cubic feet per second of the waters of the Cheyenne River

County of _____, State of South Dakota, for irrigation

_____ purposes; and

(2) WHEREAS, On the 5th day of April A. D. 19 51

Permit No. 368-2, with a date of priority of November 21, 1950

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 5th day of October A. D. 19 51 and for the application of beneficial use of said water on or before the 5th day of October A. D. 19 50

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 1.69 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.

water is used for irrigating 118.3 acres in the E $\frac{1}{2}$, Section 8, T3S, R17E

as shown on Water Right Map No. 395-2.

(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 Walter C. Maude

_____ of Farmingdale

the holder _____ and owner _____ of said permit No. 368-2 a water right, dating from November 21, 1950

_____ to use of 1.69 cubic feet per second of the waters of the Cheyenne River

in the County of Custer and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point South 40° 05' West, 1048.9 feet from the NW¼, Section 19, T3S, R12E

and conduct to and upon a portion of the E½, Section 8, T3S, R12E, described on the face of this License

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 368-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 7th day of July A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIMES

Form 15.

Permit No. 368-2

Water Diversion No. 2 LITTLE CREEK Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Walter C. Maude

_____ the holder _____ of
Permit No. 368-2, issued upon Application No. 368-2, bearing date of priority of November 21,
1950 authorizing the diversion of 1.69 cu. ft. per second of the waters of _____
the Cheyenne River County of Custer, State of South Dakota at _____
a point South 40° 05' W., 1048.9 feet from the NW Corner, Section 19, T3S,
R12E

_____, for irrigation

purposes, has _____ 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 10.0 cu. ft. per second of water.

Date July 7, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

(First Publication _____, 19 _____)

APPROPRIATION OF WATER

Office of State Engineer,

Pierre, So. Dak., February 5, 19 51

Notice is hereby given that W. C. Maudo whose postoffice address is Hermosa, 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 1.7 cubic feet of water per second of time from the Cheyenne River through the Maudo Diversion, the point of diversion of which is to be located on the left bank of said stream in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19 Twp. 38 Range 12E. Said water to be used for the purpose of providing irrigation on the following described land:

East $\frac{1}{4}$ of Section 8, T. 38., R. 12E.

This application will be taken up by the State Engineer at his office at Pierre for consideration upon the 22 day of March, 19 51, at 2:30 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.

Appropriation 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

HCS/mt
Enc.
CC: Mr. Gantz

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County of Custer } ss.

Roy A. Sundstrom being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Custer County Chronicle 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 Custer County of Custer and State of South Dakota; that the said notice was published in said newspaper on the following dates:

March 1, 1951
March 3, 1951
March 15, 1951
March 22, 1951

in each and every issue of the full number thereof, the first publication being made on the 1st day of March 1951 and the last publication on the 22nd day of March 1951, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was the printer and publisher of the said newspaper.

Subscribed and sworn to before me this 22nd day of March A. D. 1951

Joie Y. Sundstrom
 Notary Public Custer County, S. D.

No. 368-2
 (First Publication Mar. 1, 1951).
APPROPRIATION OF WATER
 Office of State Engineer,
 Pierre, So. Dak.,
 February 8, 1951

Notice is hereby given that W. C. Maude whose postoffice address is Hermosa, 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 1.7 cubic feet of water per second of time from the Cheyenne River through the Maude Diversion, the point of diversion of which is to be located on the left bank of said stream in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 19, Twp. 3 S, Range 12 E. Said water to be used for the on the following described land:
 East $\frac{1}{2}$ of Section 8, T. 3 S., R. 12 E.

This application will be taken up by the State Engineer at his office at Pierre for consideration upon the 22nd day of March, 1951, 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.

Appropriation 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

1023M22

Permit No. 368-2Water Division 2 BATTLE CREEK Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

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

I have this day made a thorough examination of the water use system constructed by WALTER C. MAUDE of FARMINGDALE holder of Permit No. 368-2, bearing date of priority of FEBRUARY 6, 1951 authorizing the diversion of 1.69 cu. ft. per second of the waters of THE CHEYENNE RIVER for IRRIGATION purposes, in CUSTER 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:

DITCH DIRECTLY INTO RIVER W/ 36" HEADGATE

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

APPROX 8000' OF MAIN DITCH

C. Works used to apply water to beneficial use.

ABOUT 5000' OF SPREADER DITCHES
ABOUT 3000' OF MAIN DIKE W/ SMALL
SPREADER DICES

The system is in the following condition: GOOD

The point of diversion is located S 40° 05' W, 1048.9 FEET FROM THE
NW CORNER, SECTION 19, T3S, R12E

The works are capable of diverting and conveying to the place of use 10 C.F.S.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:

A PORTION OF THE E² SECTION 8, T3S, R12Ecomprising total of 118.3 acres of land.Date JUNE 18, 1970

Frederick J. Jones
 (Signature)

WATER RIGHT SPECIALIST
 WATER RESOURCES COMMISSION

OVERSIZE

DOCUMENT IS

SUPPLEMENTARY

TO MICROFILM FILE



Department of Water & Natural Resources

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

July 19, 1990

NOTICE

TO: Cheyenne River Irrigators

FROM: John Hatch, Chief Engineer 
Division of Water Rights

SUBJECT: Shutoff Order for water rights in the Cheyenne River reach from the Angostura Dam to Rapid Creek with priority dates after 1965.

Due to the present low flow conditions in the Cheyenne River, the following water rights must cease withdrawals of water from the Cheyenne River for the remainder of this irrigation season. This order is effective July 21, 1990. Additional shutoffs may be necessary if conditions show the need.

PERMIT NO.	NAME	PRIORITY DATE
1241A-2	Chauncey D. Taylor, Hermosa	02/06/75
1241B-2	Donald R. Thorson, Scenic	02/06/75
2061-2	Rittberger Beef & Dairy, Buffalo Gap	08/22/88
1923-2	Rittberger Beef & Dairy, Buffalo Gap	03/15/85
1613-2	Rittberger Beef & Dairy, Buffalo Gap	10/28/77
2059-2	Fred Weibert, Hermosa	06/27/88
1408-2	RIBOB-ELJIM-KADEN, Rapid City	06/06/77
1754-2	Earl Stombaugh, Buffalo Gap	01/27/81
1109-2	Lloyd Neugebauer, Oral	04/21/72
1882-2	Roland/Donna March, Hot Springs	05/29/84
1024-2	Clarence Werner, Hermosa	05/22/70

If you have any questions, please contact Del Brosz, Division of Water Rights, Joe Foss Building, Pierre, SD 57501.
Phone (605) 773-3352.

cc: Water Right Holders on the Cheyenne River in the Reach from Angostura Dam to Rapid Creek Confluence



Department of Water & Natural Resources

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

March 14, 1991

368-2

Walter C. Maude
HCR 36, Box 85
Caputa, SD 57725

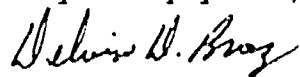
Dear Mr. Maude:

I am contacting irrigators and water users below Angostura Reservoir to advise of the low water level conditions in Angostura Reservoir and of potential water use restrictions from the Cheyenne River. Due to the continuing drought, Angostura Reservoir is receiving below normal inflows. As of February 27, 1991 the water level in the reservoir was at elevation 3170.25 feet above mean sea level (msl). Full elevation of the reservoir is 3187.2 msl.

Flow conditions in the Cheyenne River will be monitored during the coming irrigation season. Low flows may require that shut off orders be issued to junior water right holders to protect senior water rights. Low water levels in Angostura and the potential for low flows in the Cheyenne should be considered when planning for the coming water use and irrigation season.

Junior Water Rights above Angostura were shut off during 1989 and will remain shut off until Angostura fills again. If you have any questions, please contact Mark Rath or Del Brosz (605-773-3352).

Very truly yours,

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 17, 2002

368-2

Walter C Maude
17097 E Hwy 44
Caputa SD 57725-6601

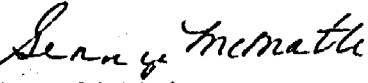
Dear Mr. Maude:

Thank you for the prompt return of your 2002 irrigation questionnaire.

As you requested, enclosed is a partially completed Notice of Transfer of Ownership form for use in filing an ownership change with Water Right No. 368-2. Charles will need to complete and sign the form. Upon completion, please return the form to our office with a required filing fee of \$2.50. The check or money order for the fee can be made payable to the Water Rights Program.

If you have any questions, please get in touch with me.

Sincerely,


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

enclosure

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

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

OCT 29 2002
WATER RIGHTS
PROGRAM

No. 368-2

Date: 10-25-2002

I/We request that Water Right No. 368-2

formerly owned by: Walter C Maude

be transferred to: (name & address) Charles K. Maude

HCR 89 Box 259 Hermosa SD 57744

Telephone No. (605) 255-4445

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

118.3 acres in the E 1/4 of Section 8, T3S, R12E

I/We understand that the validity of Water Right No. 368-2 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 with the Water Rights Program, as evidence of the change of ownership.

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

I/We Charles K. Maude, the new owner, certify that the above information is true and correct.

Charles K. Maude

(Signed by new owner)

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

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

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date OCTOBER 29, 20 82

RECEIVED OF Charles E. Meade, BCR 89 Box 259, HETEGSS SD 57744

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. _____		2 50
Fee for Filing Transfer Form <u>568-2</u>		
Fee for _____ for C.Y. _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
TOTAL		2.50
(Any Other Work Provided by Law)		

No.

000332

By

Barland Pihls
Chief Engineer



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

October 30, 2002

368-2

Charles K Maude
HCR Box 259
Hermosa SD 57744

Dear Mr. Maude:

The Notice of Transfer of Ownership form and filing fee have been received for transferring Water Right No. 368-2 to your name. The transfer has been completed. The water right formerly held by Walter C Maude is now listed in your name.

Enclosed is your Receipt No. 000332 in the amount of \$2.50 which you paid for filing the ownership change.

If you have any questions, please get in touch with me.

Sincerely,

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

enclosure



368-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 5, 2007

Dear Water Right Holder;

Due to the ongoing drought I am advising Cheyenne River water right holders of the possibility of shutoff orders in 2007 for the river reach from Angostura Dam to the Belle Fourche River confluence. This is **not a shutoff order**.

As a result of the continuing lack of precipitation, tributary flows throughout the Cheyenne River basin remain well below the historical average. Angostura Reservoir ended February almost 21-feet below full and the forecast for improved conditions throughout the summer months is not favorable.

This letter is only intended to give you advanced warning that your ability to divert water may be cut short this year. If shut-off orders are issued, you will receive another letter from the department. In the meantime, water right holders can help by closely monitoring water usage and trying to avoid wasting water.

South Dakota water law gives the highest priority to domestic use, which includes livestock watering. There is generally adequate water available to meet both domestic use and other needs. However, once water availability reaches critical low levels, other uses, including irrigation, will begin to interfere with domestic use. If levels become critically low, the department must issue shut-off orders to protect domestic water uses. Once these orders are issued, the department will continue to monitor water availability and should conditions improve, the shutoff orders would be rescinded.

If you are interested, the US Geological Survey has an Internet site showing river flows at 150 stream gauging stations across the state. Go to sd.water.usgs.gov and click on "Realtime streamflow data via satellite".

Thank you for your cooperation. If you have any questions, please contact Mark Rath or Mike DeFea at (605) 773-3352.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program