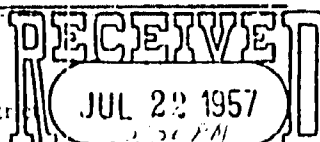


1. Considered _____, 19____ Appl. No. _____
2. Name of Applicant _____
3. Post Office Address _____
4. Amount of water claimed _____
5. Source of water supply _____
6. Water to be used for _____
Acres to be irrigated _____
7. Water to be diverted and used in _____ County about
_____ miles _____ of _____
8. Proof of Publication Received _____
Not Received _____
9. Application Approved _____
Subject to _____
Not approved _____
Action deferred _____
10. Remarks:

No. 465-2Water Division No. 2 Keya Paha River District
(Blanks to be filled by the Engineer for the W. R. C.)STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

APPLICATION FOR PERMIT To Appropriate Water within the State of South Dakota

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

1. Name of applicant Frank A. Richey
Postoffice address Wewela, County Tripp, State South Dakota

- 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 addresses 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)

Contract

- (b) Cash on hand, \$
- (c) Treasury stock, \$
- (d) Bonds to be issued, \$
- (e) Other resources, \$

Adequate to accomplish project.

2. Name of diversion work Richey Irrigation Project #1.
3. Amount of water claimed 0.99 cubic feet per second
4. Source of water supply Keya Paha River
5. Location of point of diversion 2720 feet, S. 33° 00' W. of the NE Cor., Sec 23,
T. 95N., R. 76W. on northerly bank Tripp County.
6. Annual period or periods during which water is to be used March to October inclusive
7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?
- sprinkler

- (a) Number of acres to be irrigated
- 69.6
- acres.
-
- NW 1/4 NE 1/4 - 2.6 Ac; NE 1/4 NE 1/4 - 6.0 Ac; SW 1/4 NE 1/4 - 17.9 Ac; SE 1/4 NE 1/4 - 29.5 Ac;

(b) Legal subdivisions to be irrigated all in Sec 23; Sec 24 - 13.6 Ac; all in
(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.) T. 95N. R. 76W.

- (c) Statement as to domestic use (giving location, etc.)

II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

- (a) Nature of use
Name any of the above uses claimed
- (b) Amount of power to be generated horse power.
Amount claimed for engine cooling
- (c) Location of plant
- (d) Method of developing power
- (e) Point where water will be returned to stream

App. 15, 470-2
 T. 95N. R. 76W.

8. Estimated cost of work:

Irrigation System and

(b) Pumping plant, \$5,000...

(a) Head Gates, \$.....

(c) Fluming, \$.....

(d) Canal-earth, \$.....

Rock, \$.....

(e) Other structures \$.....

Total, \$.....

9. Description of diversion works:

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

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 at front water face; slope at back face

material used in construction

(b) Reservoir: Capacity when filledacre feet. Surface area at highwater mark.....acres.

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

(c)* Head gate: Width.....feet; heightfeet;
Material

(d) Canal: Total lengthmiles.

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 work³.....years.11. Time required for complete application of water to the proposed beneficial use¹..... years.12. Choice of newspaper for publication of notice of intention to appropriate Winner Advocate,
Winner, South Dakota

STATE OF SOUTH DAKOTA

County of Wagner

} ss.

I, Frank A. Richy, 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, examined the map accompanying the same, and that I know of my own
personal knowledge that the matters therein stated and shown are true.Signed Frank A. RichySubscribed and sworn to before me this day of July, 1957.W. J. J. J. J. J.
Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

Frank A. Richey
Irrigation Project
Scale 1" = 200'

Certificate
I certify that this is a plat
of the Frank A. Richey Irrigation
Project and shows the lands to be
irrigated.

Lauritz Pedersen
Soil Conservation Service

State of S.D.
County of Tripp
Subscribed and sworn to before me this
28th day of August 1957

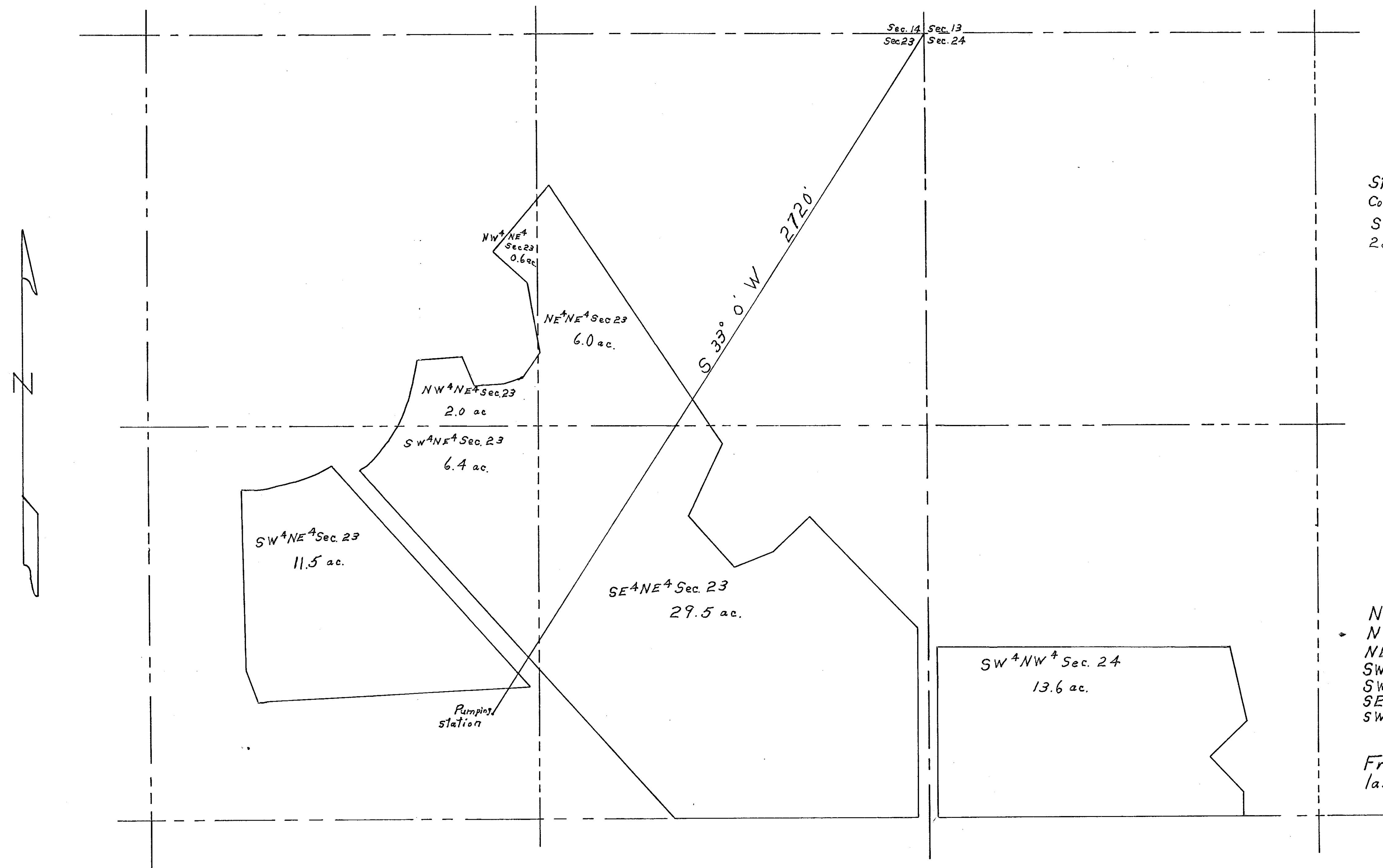
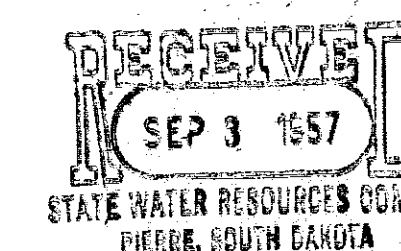
Living H. Moore
Notary Public

Area to be Irrigated

NW ¹ NE ⁴ Sec. 23	- 95-76	0.6 ac.
NW ⁴ NE ⁴ Sec. 23	- 95-76	2.0 ac.
NE ⁴ NE ⁴ Sec. 23	- 95-76	6.0 ac.
SW ⁴ NE ⁴ Sec. 23	- 95-76	6.4 ac.
SW ⁴ NE ⁴ Sec. 23	- 95-76	11.5 ac.
SE ⁴ NE ⁴ Sec. 23	- 95-76	29.5 ac.
SW ⁴ NW ⁴ Sec. 24	- 95-76	13.6 ac.
Total		69.6 ac.

Frank A. Richey owner of all
land to be irrigated.

Map No. 470-2
(Appl. No. 465-2)



Remarks by State Water Resources Commission:

STATE OF SOUTH DAKOTA
County of Hughes } ss.

Pierre, South Dakota, August 9, 1957

This is to certify that the foregoing application was received by the Commission at 3:30 o'clock
P.m. upon the 22 day of July, 1957

State Water Resources Commission

By:

J. O. Primmer
Chief Engineer, Executive Officer

Number of permit 465-2

Date of first receipt of application July 22, 1957

Date of return to applicant for correction, amendments or changes required as follows: August 9, 1957

Date of receipt of corrected application September 3, 1957

Date from which applicant may claim right July 22, 1957

Approved October 16, 1957, Recorded in Book 4 Page 121

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we 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 before

April, 1959

2nd. The whole of said work is to be completed on or before October 16, 1960

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

October 16, 1961

4th. The water appropriated shall be used for the purpose of 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 0.99 cubic feet per second; 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 16, 1961; said water to be used during the following described annual period:

March to October inclusive

Witness my hand this 28 day of October, 1957

State Water Resources Commission

By:

J. O. Primmer
Chief Engineer, Executive Officer

Certificate of Construction issued NOVEMBER 20, 1963

Water License issued NOVEMBER 20, 1963

STATE OF SOUTH DAKOTA

WATER LICENSE No. 465-2.....

WHEREAS, On the 22nd day of July A. D. 1957

Frank A. Pichey

of Wewela County of Tripp and State of
South Dakota duly made application (No. 465-2) to us for a permit to use .99
cubic feet per second of the waters of the Keyapaha River
County of Tripp, State of South Dakota, for irrigation
purposes; and

WHEREAS, On the 28th day of October A. D. 1957
Permit No. 465-2 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 16th day of
October A. D. 1960 and for the application to beneficial use of said
water on or before the 16th day of October A. D. 1961
and,

WHEREAS, On the 6th day of September A. D. 1962
the holder of said permit duly made proof of the completion of adequate works for the diversion of .99
cubic feet per second of said waters, as evidenced by our Certificate No. 465-2
dated November 20, 1963 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use .99 cubic feet per second of water, with date of
priority of July 22, 1957 ~~xxx~~ and,

WHEREAS, On the 6th day of September A. D. 1962
proof was duly made of the application to beneficial use of .99 cubic feet per second of said water;
for irrigating 69.6 acres in portions of Sections 23 and 24, T 95N, R 76W

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 Frank A. Richey
of Wewala the holder and owner of said permit No. 465-2
a water right, dating from July 22, 1957 to the use of .99
cubic feet per second of the waters of the Keyapaha River
In the County of Tripp and State of South Dakota, or so much thereof as may be
necessary for the purposes hereinafter mentioned, to be diverted at a point S 33°0'W, 2720' from the
NE corner, Section 23, T 95N, R 76W
and conducted to and upon portions of Sections 23 and 24, T95N, R76W, more specifically
described in the Certificate of Completion of Works

for the purpose of irrigation

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 for their object the economical use of such water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,
this 29th day of November A. D. Nineteen
Hundred and Sixty-Three

State Water Resources Commission

By:

J. W. GRIMES

Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA

Water License No. _____

To _____

Source of Supply _____

County _____

Am't _____ c. f. s.

Point of Diversion _____

Place of Use _____

Purpose _____

Date of Priority _____

Recorded _____

in Book _____ of _____ Page _____

Permit No. 465-2

Water Division No. 2 Keyapaha River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Frank A. Richey

of Wewela, County of Tripp, and State of South Dakota, the holder of Permit No. 465-2, Issued upon Application No. 465-2, bearing date of priority of July 22, 1957, authorizing the diversion of .99 cu. ft. per second of the waters of the Keyapaha River County of Tripp, State of South Dakota, at a point S 33°0'W, 2720' from the NE corner, Section 23, T95N, R76W for 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 found in satisfactory condition for diverting and conveying to the place of intended use .99 cu. ft. per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows,

to-wit: all in T95N, R76W

Section 23	NW $\frac{1}{4}$ NE $\frac{1}{4}$	2.6 acres
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	6.0 "
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	17.9 "
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	29.5 "
Section 24	SW $\frac{1}{4}$ NW $\frac{1}{4}$	13.6 "
	Total -	69.6 "

Witness my hand this 20th day of November A. D. 1963

State Water Resources Commission

By: J. W. GRIMES
Chief Engineer, Executive Officer

(First Publication herein, September, 30, 1957)

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., September 11, 1957

Notice is hereby given that Frank A. Michay whose postoffice address is Wewela S. 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 0.29 cubic feet of water per second of time from the Kava Paha River through the Sichay Irrigation Project, the point of diversion of which is to be located on the northwesterly bank of said stream in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 23 Twp. 95N Range 26W. Said water to be used for the purpose of providing irrigation on the following described land:

Parts of NE $\frac{1}{4}$, Sec 23, and the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec 24, all in T. 95N. R. 76W.

and for irrigation purpose.

This application will be taken up by the State Water Resources Commission at their office at Pierre, for consideration upon the 16 day of October, 1957, at 2:00 P.M. All interested persons may appear and be heard.

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

State Water Resources Commission

By: Les Wyborny, Water Rights Engineer
~~Chief Engineer, Executive Office~~

PROOF OF PUBLICATION

RECEIVED
OCT 14 1957

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

STATE OF SOUTH DAKOTA }
County of Tripp } ss.

John L. Rigg being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Winner Advocate 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 Winner County of Tripp and State of South Dakota; that the said notice was published in said newspaper on the following dates:

September 19, 1957

September 26, 1957

October 3, 1957

October 10, 1957

In each and every issue of the full number thereof, the first publication being made on the 19th day of September 1957 and the last publication on the 10th day of October 1957, 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 publisher the printer and publisher of the said newspaper.

APPROPRIATION FOR WATER
Office of State Water Resources Commission
Pierre, S. Dak. September 11, 1957.
Notice is hereby given that Frank A. Richey whose postoffice address is Wewela, S. 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 0.27 cubic feet of water per second of time from the Keya Paha River through the Richey No. 1 Irrigation Project, the point of diversion is to be located on the northerly bank of said stream in the NW 1/4 of the NE 1/4 of Section 23, Twp. 95N Range 75W. Said water to be used for the purpose of providing irrigation on the following described land: 1/2 of the NW 1/4, Sec. 23, and the SW 1/4 NW 1/4, Sec. 24, all in T. 95N, R. 75W. This application will be taken by the State Water Resources Commission at their office in Pierre for consideration upon the 10th day of October, 1957, at 2:00 P.M. All interested persons may appear and be heard on this application. Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any and all information presented to the State Water Resources Commission.
By: J. L. Wyborny, Water Rights Engineer.

Subscribed and sworn to before me this 11th day of October A. D. 1957

Notary Public Tripp County, S. D.

PROOF OF PUBLICATION

RECEIVED
OCT 11 1957

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

STATE OF SOUTH DAKOTA }
County St. Lawrence } ss.

John L. Rigg being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Winnick Advocate 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 Winnick County of Tripp and State of South Dakota; that the said notice was published in said newspaper on the following dates:

September 11, 1957
September 26, 1957
October 2, 1957
October 10, 1957

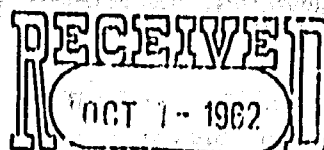
In each and every issue of the full number thereof, the first publication being made on the 19th day of September 1957 and the last publication on the 10th day of October 1957, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was The Publisher the printer and publisher of the said newspaper.

John L. Rigg

Subscribed and sworn to before me this 11th day of October A. D. 19 57

T. E. Hoffman
Notary Public Tripp County, S. D.

APPROPRIATION FOR WATER
Office of State Water Resources Commission
Pierre, S. Dak., September 11, 1957
Notice is hereby given that Frank A. Riney, whose postoffice address is Wewela, S. 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 0.99 cubic feet of water per second of time from the Keya Paha River through the Richey No. 1 Irrigation Project, the point of diversion is to be located on the northerly bank of said stream in the NW 1/4 of the NE 1/4 of Section 23, Twp. 95N Range 70W, said water to be used for the purpose of providing irrigation on the following described land:
Parts of NE 1/4, Sec. 23, and the SW 1/4, NW 1/4, Sec. 24, all in T. 95N, R. 70W.
This application will be taken by the State Water Resources Commission at their office at Pierre for consideration upon the 16th day of October, 1957, at 2:00 p.m. All interested persons may appear and be heard.
Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information present.
State Water Resources Commission
Les Wylamy, Water Rights Engineer

Permit No. 465-2

Water Division No.

STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.)

Frank B. Richey

(Date)

Sept. 28, 1962

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of

99 cu. ft. per second of the waters of the state from
through the Richey irrigation Project #1
for irrigation purposes

In accordance with the terms and conditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota,

1. The name of the person or corporation holding said permit is

Frank B. Richey

2. The postoffice address of such person or the place of business of such corporation is

County of

Tripp

State of

S. Dak.

3. The number of such permit is

465-2

and the date set for the completion of such work is

4. Said water to be used for

irrigation

purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is

99

cubic feet per second.

6. The amount of land for which said water is available is

69.6

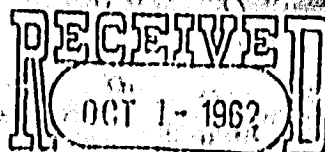
acres,

particularly described as follows: NW 1/4 - 2.6 ac., NE 1/4 NE 1/4 - 6.0 ac., SW 1/4 NE 1/4 17.9 ac.
SE 1/4 NE 1/4 29.5 ac. all in Section 23, SW 1/4 NW 1/4
Section 24 - 13.6 ac. all in T 95 R 76

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners)

Frank B. RicheyFrank B. RicheyElmer Louis Richey

Permit No. 465-2STATE WATER RESOURCES COMM.
PIERRE, SOUTH DAKOTA

Water Division No. Water District

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) Sioux Falls, S. Dak.(Date) Sept. 28, 1962

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the 28 day of September
1962, at Sioux Falls County of Sioux State of South Dakota,
before proof will be submitted of the application to beneficial use
(Examining Engineer or Officer)
of 99 cubic feet per second of the waters of Nebraska River.
In accordance with the terms and conditions of Permit No. 465-2
heretofore issued by the Water Resources Commission of South Dakota.

1. The name and postoffice address of the person or corporation holding said permit are

Frank Trichy Sioux Falls, S. Dak.

2. The use to which said water has been applied is

irrigation of crop and
sloughs

3. The amount applied to beneficial use is

99 cubic feet per second

4. The place where said water is used is (If for irrigation, give full and accurate description of the lands irrigated)

NW 1/4 W 1/4 - 2.6 ac. NE 1/4 NE 1/4 6.1 ac. SW 1/4 NE 1/4 - 17.9 ac.
SE 1/4 NE 1/4 29.5 ac. all in Section 23, SW 1/4 NW 1/4

Section 24 - 13.6 ac. all in T 95 R 76

5. The name of the canal or ditch or other works by which said water is conducted to such place of use is

6. The right to take the water from such works is based upon permit No.

7. The source of supply from which such water is diverted is

8. The date of priority which said user is prepared to establish is

(Sign)

Frank Trichy

Permit No. 465-2Water Division No. 2 Keyapaha R. Water District

Certificate of Examination of Works

Report of Examining Engineer

To the State Water Resources Commission, Pierre, South Dakota:

Dear Sirs: I hereby certify that in accordance with your letter of authorization dated
 10....., I have this day made a thorough examination of the diversion works constructed by
Frank A. Richey....., of
Tripp..... County South Dakota, holder.. of Permit No. 465-2....., issued
 upon Application No. 465-2, bearing date of priority of July 23....., 1957, authorizing the
 diversion of 0.99 cu. ft. per second of the waters of Keyapaha R...... for Irrigation.....
 purposes. I have to report on the condition of the same as follows:

The diversion works comprise: One pump, Berkeley V3 intake & 4" outlet
Set # 5903020, Run by an Allis Chalmers engine, Ser. # W226-301915.
MODEL C-108-HP4
3200' of pipe; 1230' of 6"; 1320' of sprinklers (600' is 4" & 720' is 5")
690' of 5" mainline pipe, 44 sprinkler heads
 and the system is in the following condition: Good

The point of diversion is located 2720' S 33°00' W of NE cor. Sec. 23 T95N R76W.

The works are capable of diverting and conveying to the place of use 0.99 cu. ft. per second of water,
 which is to be used for Irrigation

The legal sub-divisions to be irrigated are: NW 1/4 NE 1/4 - 2.6 acres
NE 1/4 NE 1/4 - 6.0 acres
SW 1/4 NE 1/4 - 17.9 acres
SE 1/4 NE 1/4 - 29.5 acres
SW 1/4 NW 1/4 - 13.6 acres in Sec. 24
 } Sec. 23

all in T95N R76W comprising a total of 69.6 acres of land.
 The domestic use intended comprises

The utilization for power, mining, or other beneficial uses comprises:

Witness my hand, this 6th day of Sept., A. D. 1962.

-SEAL-

William H. Miller
 Examining Engineer.

4465-2.

 **Department of
Water & Natural Resources**
Joe Foss Building
Pierre, South Dakota 57501

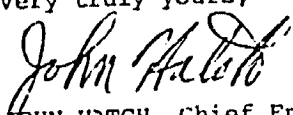
Division of Water Rights
(605) 773-3352

August 11, 1980

Because of the existing deficient supply of water in the Keyapaha River (2.3 cfs at Wewela gage August 6, 1980) to provide water for domestic use including livestock watering, it is ordered that all withdrawals of water from the Keyapaha River for irrigation purposes cease effective 12:00 noon August 14, 1980 until January 1, 1981 or until further notice.

This order is issued in accordance with the South Dakota Water Laws which require the Water Management Board to control and regulate all waters of the State to assure water for domestic supplies and prior water rights.

Please govern your use of irrigation water under your Water Right in accordance with this order. You will be notified if the water supplies of the Keyapaha River become sufficient to permit irrigation water withdrawals again during 1980. If there are any questions on this order, please let me know.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH/gy

Equal Opportunity Employer

465-2
1589-2

Dear Sir:

I'm sorry about not replying on the
irrigation estimates. Apparently the letter
was misplaced or lost.

Frank passed away about a year
ago, and I, Russ his son, have been
trying to look after these things.

Russ Richey



Department of Water & Natural Resources

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

Water Rights Division
605 773-3352

March 22, 1984

465-2

1589-2

Russ Richey
RR
Wewela SD 57578

Dear Mr. Richey:

This will acknowledge receipt of and thank you for the return of the 1983 Irrigation Questionnaires pertaining to Water Right No. 465-2 and Water Permit No. 1589-2 listed in the name of Frank A Richey. If you now own the lands covered under these water rights, they should be transferred to your name.

Partially completed transfer forms are enclosed. Please sign, have notarized and return the forms to this office with the required filing fee of \$2.50 each (total of \$5.00). The permits can then be transferred to your name.

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 us.

Sincerely,

GENNY MCMATH
Natural Resources Analyst

GM:ks

enclosures

Equal Opportunity Employer

465-2
1589-2

August 23, 1984

Russ Richey
RR
Wewela, South Dakota 57578

Dear Mr. Richey:

On March 22, 1984 notice was sent to you concerning the transfer of Water Permit No. 1589-2 and Water Right No. 465-2, listed in the name of Frank Richey. To date, we have not heard from you on this matter.

Transfer forms were previously sent to you, enclosed please find additional forms. The forms should be checked over, signed and notarized before returning them to this office. A \$2.50 filing fee is required for each transfer (total of \$5.00). If you are not the present owner of the lands described on the enclosed transfer forms, please notify this office. It is very important that ownership records be kept current. The first notice sent to you made reference to South Dakota Water Law 46-5-30.3 which 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 us.

Sincerely,

Genny McMath
Natural Resources Analyst

GM:ms
Enc.

Equal Opportunity Employer

WATER RIGHTS DIVISION
(605) 773-3352

March 29, 1985

Mrs. Frank Richey
Wewela, South Dakota 57578

Dear Mrs. Richey:

This letter is in reference to Water Right No. 465-2 and Water Permit No. 1589-2 listed in the name of Frank Richey. Russ Richey indicated to us by letter received in our office October 1, 1984, that the land is in trust and that you are still the owner of the lands covered under the above mentioned permit and water right. However, until Water Right No. 465-2 and Water Permit No. 1589-2 are transferred to your name, all filed remain in Frank Richey's name.

Enclosed are two partially completed transfer forms. Please check them over, date, sign and have them notarized before returning the forms to this office with a \$2.50 filing fee for each transfer (total of \$5.00). Upon receipt of the completed forms the required filing fees, Water Right No. 465-2 and Water Permit No. 1589-2 will be transferred to your name.

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

If you have any questions, please contact us. Your assistance in this matter would be appreciated.

Sincerely,

Genny McMath
Natural Resources Analyst

GH:ms
Enc.

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

No 4-10015-

Pierre, April 24, 19 85

RECEIVED OF E. Lucile Richey, Route #10, Box 46, Wawela, SD 57578

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct works 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 465-2 _____		2 50
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	2 50

By

Chief Engineer

JOHN HATCH

ms

NOTICE OF TRANSFER OF WATER PERMIT

TO: Water Rights
Foss Building
Pierre, SD 57501

Date: April 19, 1985

This is to notify you that the title to the lands described as follows:

69.6 acres - NE½ Section 23, and SW¼NW¼ Section 24, all in T95N, R76Wformerly owned by Frank Richeyhas been transferred to E. Lucile Richey, Rt. 10, Box 46, Wewela, SD 57578
(please include complete mailing address)

together with any rights to the beneficial use of water thereon as evidenced by

Water Right Permit No. _____ as provided for in SDCL 46-5-32 and 46-5-33.

You are therefore hereby requested to file this "Notice of Transfer of Water Permit" in its appropriate file at the Div. of Water Rights, Water Management Board as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)
County of TRIPP) ss.

I, E. Lucile Richey 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.

E. Lucile Richey
(signed)

Subscribed and sworn to before me this 19th Day of April, 1985.

Frances E. Jorgensen
(Notary Public)

My Commission Expires: 5-31-90



No.

~~465-2~~

1589-2



Department of Water & Natural Resources

Joe Foss Building
Pierre, South Dakota 57501

Water Rights Division

Phone (605) 773-3352

April 24, 1985

E. Lucile Richey
Route #10, Box 46
Wewela, South Dakota 57578

Dear Mrs. Richey:

are 4 10014
Enclosed ~~is~~ receipt No. s. 4 10015 In the amount of \$ 2.50 each which you
paid for transfer of Water Right No. s. 1589-2 and 465-2.
these
Our records now show you as the owner of ~~this~~ Water Right^s.

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

South Dakota

GREAT FACES. GREAT PLACES.

DEPARTMENT OF WATER & NATURAL RESOURCES
Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

January 11, 1991

NOTICE

TO: E. Lucile Richey
Rt. 10, Box 46
Wewela, SD 57578

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

John Hatch

SUBJECT: Amendment of Water Right No. 465-2 Qualification
Regarding Cut Off Periods

Notice is given that the Water Management Board will consider adding the following qualifications to Water Right No. 465-2.

Qualification to be added:

Low flows as needed for downstream domestic use, including livestock watering, and prior water rights must be by-passed. This permit does not authorize the diversion of water from the Keya Paha River or contributing tributaries when the flow in the Keya Paha River at the USGS gaging station located at Wewela is 10 cfs or less, unless written authorization is received from the Chief Engineer. Diversion under this permit shall be in accordance with any written orders issued by the Chief Engineer.

The hearing to consider amendment of Water Right No. 465-2 to add the above qualifications will be held February 27, 1991 at 11:30 am, Meeting Room, Governors Inn, 700 West Sioux Avenue, Pierre, SD 57501. The agenda time is an estimate and may be delayed due to prior agenda items. The hearing will be held pursuant to the provisions of SDCL 46-1-14 and 46-2-17.

The hearing is based on the review of Keya Paha River Water Permits/Rights and historic flow records of the Keya Paha River. The attached report summarizes the current water permits/rights on the Keya Paha River and contributing tributaries. Also enclosed is a notice of hearing that will be published in the Winner Advocate for two consecutive weeks. The Board has legal authority and jurisdiction to consider this matter pursuant to SDCL 46-2-9 and 46-2-11.

After all evidence is taken at the hearing, the Board may issue a decision to delete and add the above qualifications, postpone any action or take no action. This hearing is an adversary proceeding. Any party 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.

Attachment

CERTIFICATION

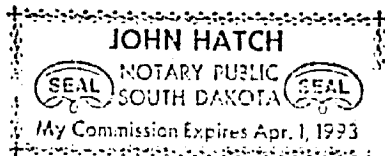
I hereby certify that on January 14, 1991 I have personally deposited with the U.S. Mail postage prepaid envelopes containing a Notice of Amendment of Water Right No. 465-2 addressed as stated below.

E. Lucile Richey, RR #10 Box 46, Wewela SD 57578

Marie R. Arthur
Marie R. Arthur
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Subscribed to, before me, this 15th day of January, 1991.



John Hatch
Notary Public

4/65-2

STATE OF SOUTH DAKOTA

BEFORE THE WATER MANAGEMENT BOARD

IN THE MATTER OF THE APPLICATION	)	FINDINGS OF FACT
TO AMEND WATER PERMITS AND WATER	)	CONCLUSION OF LAW
RIGHTS WHOSE WATER SOURCE IS THE	)	AND FINAL DECISION
KEYA PAHA RIVER, IN PARTICULAR,	)	
WATER PERMITS AND RIGHTS NOS. 281-2	)	
282-2 AND 710-2, CHARLES RICHEY;	)	
NO. 369-2, VICTOR WEICKUM; NO. 414-2	)	
H.W. CARLSON; NO. 465-2 LUCILE RICHEY;	)	
NOS. 835-3 AND 959-2 ALVA WILEY;	)	
NO. 1530-2, VERN KESZLER; NO. 879-2,	)	
RICHARD KIRSCH; NO. 931-2,, LLOYD	)	
BLOMSTROM NO. 1107-2, STANLEY HANSON;	)	
NO. 1108-2, GARNET SARGENT;	)	
NO. 1128-2, CHARLES HELLMANN; AND	)	
NO. 2122-2 RODNEY HOFELDT	)	



FINDINGS OF FACT

I

This is an application by the Chief Engineer to establish a more manageable "cutoff" system on the Keya Paha River.

II

The existing water permits and water rights on the Keya Paha River have various cutoff dates. The first three permits issued on the Keya Paha River have a 10 cfs bypass at the Wewela Gauging Station. Eight permits, issued in the 1950s and 1960s, do not have a specific low flow bypass or cutoff date, but do have a requirement to bypass water for downstream domestic use and prior water rights. Three permits, issued in the 1970's, have a June 15 cutoff date. The most recent permit granted in the Keya Paha system provides a May 20 cutoff date.

III

Keya Paha system includes not only diversions from the Keya Paha River itself, but from its tributaries.

IV

The Keya Paha River is a spring fed river.

V

The Wewela Gaging Station is located at a point downstream of most of the water permits at issue. Statistics developed at the Wewela Gaging Station demonstrate that for the past thirty-nine years there were at least 10 cfs water at Wewela 90% of the time during the driest months of July, August and September. The same gaging station statistics indicate that there was a 70% chance that there would be at least 20 cfs of water at Wewela during the driest months of August and September.

VI

That Wewela Gaging Station thus reflects the situation which has existed given actual diversions. The Wewela station statistics do not reflect, however, the withdrawals of the latest appropriator whose Water Permit Application No. 2122-2 was approved May 23, 1990. That permit was for 4.57 cfs of water from a dug out located on a spring fed draw and supplemental water from Lost Creek, a tributary of the Keya Paha River. That permit has a May 20 cutoff for the portion of the diversion from Lost Creek.

VII

At least one domestic user downstream of the Wewela Gaging Station has testified that even when there are 18 cfs of water in the stream, there is insufficient water for his livestock. His cattle are located several miles below Wewela.

VIII

The Board finds that a 10 cfs bypass at Wewela is insufficient to provide reasonable protection to downstream domestic use, including livestock watering and prior water rights. The Board finds, furthermore, that reasonable protection is provided, on the basis of data now available, by a 15 cfs bypass requirement.

IX

The Board of Water Management has jurisdiction to impose amendments on existing permits to protect downstream domestic use, including livestock watering and to protect prior water rights. Such amendments are justified by the Water Management Board's statutory authority and duty to protect such prior rights.

X

The rights of the prior appropriators are not unlawfully impaired by the exercise of this authority by the Board, especially when the amendment provides for exceptions upon written authorization from the Chief Engineer. Moreover, when it is reasonable to allow exceptions despite the 15 cfs bypass requirement, senior appropriators will be

allowed by the Chief Engineer to irrigate beyond the cutoff date before junior appropriators.

CONCLUSIONS OF LAW

1. The Board has jurisdiction of this matter.

2. The Board has general authority to amend existing water permits pursuant to SDCL 46-2A-12.

3. The amendment set out in the Final Decision does not unlawfully impair existing rights. This is so because the existing rights are all subject to downstream domestic use including livestock watering and, of course, prior water rights. Moreover, even when the flow is 15 cfs or less, any appropriator may receive written permission from the Chief Engineer to appropriate water and such permission shall be granted, insofar as reasonably possible under the circumstances, first to senior appropriators and then to later appropriators.

4. The cutoff requirement set out in the Final Decision provides reasonable direction to the Chief Engineer in his management of the Keya Paha system. The proposed amendment to the permits is for beneficial purposes and is in the public interest.

5. The Board has jurisdiction to provide for a 15 cfs bypass requirement despite the fact that the advertisement provided for a 10 cfs requirement. The Chief Engineer's recommendation, as advertised and served upon the present water right holders, authorized the Board to approve the recommendation with "additional qualifications. . . ."

This language vests the Board with the power to make reasonable modifications in the recommendation.

6. The Department of Game, Fish and Parks requested a 16 cfs bypass for fish and wildlife purposes. The Board, having determined to adopt a 15 cfs requirement, concludes that it is unnecessary to consider whether it is appropriate or lawful to impose new bypass requirements on existing permits for fish and wildlife purposes and therefore declines to act upon the GF&P suggestion.

FINAL DECISION

Each of the rights and permits identified in the caption of this proceeding is herewith amended to remove any previous cutoff dates and bypass requirements and the following qualification is hereby added to each of the above-identified water rights and water permits.

Low flows as needed for downstream domestic use, including livestock watering, and prior water rights must be bypassed. This permit does not authorize the diversion of water from the Keya Paha River or contributing tributaries when the flow in the Keya Paha River at the USGS gaging station located at Wewela is 15 cfs or less, unless written authorization is received from the chief engineer. Diversions under this permit shall be in accordance with any written orders issued by the chief engineer.

BY THE BOARD

Chairman
Water Management Board

m-pld51.jpg

South Dakota

GREAT FACES. GREAT PLACES.

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

June 13, 1991

NOTICE

465-2

E. Lucile Richey
Rt 10, Box 46
Wewela SD 57578

Dear Ms. Richey:

This letter is in response to action taken by the Water Management Board to amend Water Right No. 465-2. The Board amended Water Right No. 465-2 by adding the qualification on the enclosed "Attachment" which should be placed with the water right. The action was taken pursuant to the notice to you dated January 11, 1991.

Very truly yours,

John Hatch

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

enclosure

ATTACHMENT TO WATER RIGHT NO. 465-2

E. LUCILE RICHEY

The Water Management Board amended Water Right No. 465-2 at the February 27, 1991 Board meeting to add the following qualification:

Qualification added:

Low flows as needed for downstream domestic use, including livestock watering, and prior water rights must be by-passed. This permit does not authorize the diversion of water from the Keya Paha River or contributing tributaries when the flow in the Keya Paha River at the USGS gaging station located at Wewela is 15 cfs or less, unless written authorization is received from the Chief Engineer. Diversion under this permit shall be in accordance with any written orders issued by the Chief Engineer.

CERTIFICATION

I hereby certify that on June 17, 1991 I have personally deposited with the U.S. Mail postage prepaid envelopes containing a Notice of action taken by the Water Management Board to amend Water Right No. 464-2 addressed as stated below:

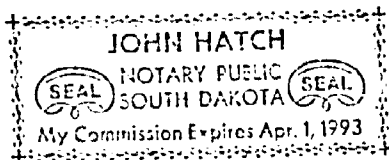
E. Lucile Richey, Rt 10, Box 46, Wewela, SD 57578.

Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

Sworn to, before me, this 18th day of June, 1991.



John Hatch
Notary Public

Permit No. 465-2Key-Pala River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWRN, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by E. Lucile Richey
 of Rt. 10 Box 46 Nevada, SD holder of
 Permit No. 465-2, bearing the priority of July 22 1957 authorizing
 the diversion of 0.79 cu. ft. per second of the waters of Key-Pala River
 for Irrigation purposes, in Tripp County.

I have to report on the conditions of the same as follows:

A. Works used to divert the water:

Berkley Centrifugal Pump, Model #B3TQBM, Serial No. 2608835
Isuzu 6 cyl. Diesel Engine

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

≈ 1320 ft. - 6 inch Aluminum Pipe

C. Works used to apply water to beneficial use:

Nelson Big Gun, Model P200, Serial No. 001378

The system is in the following condition GoodThe point of diversion is located 1250 ft. East and 300 ft. North of the
Center of Sec. 23-T95N-R76WThe works are capable of diverting and conveying to the place of use 1.0 cfs
 cu. ft. per second of water which is to be used for Irrigation

Water has been put to beneficial use to the maximum extent as follows: All in T95N-R76W
Section 23-SE1/4 NE1/4 30 Ac. Section 24-SW1/4 NW1/4 16 Ac.
SW1/4 NE1/4 18 Ac.
NE1/4 NE1/4 5 Ac.
NW1/4 NE1/4 1 Ac.

comprising a total of 70 acres of land and the license should be issued for 1.0 cfsApplicable permit qualifications have been complied with ☒ Yes ☐ NoExceptions to compliance are: _____ Date June 28, 1990

Timothy H. Schaal
 (Signature)

LICENSE FOR PERMIT NUMBER 465-2

1. Legal location of wells: Diversions from Kayapaha River - 1250 ft. East
and 300 ft. North of the Center of Sec. 23-795N-R76W.
dams & structures: _____

2. Well Information: Well Drilling Firm _____

Completion Report Yes___ No___ No. of Wells_____ Depth_____

Casing a) diameter _____ Screen a) type _____

b) length _____ b) length _____

c) type _____ Static Water Level _____

Pump a) make Buckley Centrifugal Motor a) make Isuzu Gen. Diesel

b) model B3TQBM b) model No. _____

c) size 13 1/2 Dia c) horsepower rating _____

d) capacity 450 gpm

e) turbine pump - no. of stages _____

f) operating PSI ≈ 80 ps.

3. Distribution lines or canals

a) size 6"

b) type Aluminum

c) length ≈ 1320'

4. Dam Information:

a) height to crest _____ m) Outlet tubes:

b) height to primary spillway _____ 1) diameter _____

c) height to secondary spillway _____ 2) type _____

d) crest width _____ 3) valved (Y/N) _____

e) crest length _____ 4) valve type _____

f) spillway length _____ 5) location on structure _____

g) spillway width _____

h) approx. storage _____ n) Category of Dam _____

i) approx. storage to crest _____

j) date constructed _____

k) inspection sheet completed (Y/N) _____

l) Name of Contractor _____

5. System Type a) sideroll:

- 1) length _____ feet
- 2) diameter of pipe _____
- 3) make, model & number of sprinklers _____
- 4) spacing of sprinklers _____
- 5) nozzle size _____

c) gun

- 1) make Nelson Big Gun
- 2) nozzle size _____
- 3) capacity (GPM) ≈ 450
- 4) hose size 6"
- 5) hose length ≈ 1320'

e) gated pipe

- 1) length _____
- 2) diameter _____
- 3) spacing of gates _____

f) portable boom

- 1) make _____
- 2) nozzle size _____
- 3) capacity (GPM) _____

b) towline:

- 1) length _____ feet
- 2) make, model & number of sprinklers _____
- 3) spacing of sprinklers _____
- 4) nozzle size _____

d) center pivot

- 1) make _____
- 2) number of towers _____
- 3) distance between towers _____
- 4) overall length _____
- 5) end gun (Y/N) _____
- 6) high or low pressure _____
- 7) make & size of nozzles _____
- 8) capacity (GPM) _____

g) siphons

- 1) size _____
- 2) number _____

NOTE: For Permits with additional wells or changes in well locations, record the following for each well: pumping capacity, date constructed, well driller and if a well log is available.

Indicate any other permit(s) which are associated with project _____

Yes	No	Check Items
<u>NA</u>		1. Soil and water permit lands agree with lands being irrigated and lands listed on permit?
<u>NA</u>		2. Special qualifications to permit being abided by?
<u>NA</u>		3. All structures, wells and lands on map?
<u>NA</u>		4. Irrigation Questionnaires checked to determine if permit owner started irrigation by end of construction period?
<u>X</u>		5. Is chemigation used?
		6. If yes, does equipment comply with chemigation rules?

REMARKS:

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 465-2

(1) Frank A. Richey of Wewela, SD 57578 was issued Water License No. 465-2, November 20, 1963 for a water right to appropriate 0.99 cubic feet of water per second from the Keyapaha River, Tripp County, South Dakota for irrigation purposes. Water License No. 465-2 with a priority date of July 22, 1957 was issued to applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

On April 24, 1985, Water Right No. 465-2 was transferred to E. Lucille Richey.

Based on a June 28, 1990 inspection of the water use system, Water License No. 465-2 is being reissued to reflect what is actually being irrigated.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.00 cubic feet of water per second for beneficial use. The location of the diversion point(s) is: 1250 ft. East and 300 ft. North of the center of Section 23, T95N, R76W (SW 1/4 NE 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

T95N, R76W Section 23	SE 1/4 NE 1/4	30 Acres
	SW 1/4 NE 1/4	18 Acres
	NE 1/4 NE 1/4	5 Acres
	NW 1/4 NE 1/4	1 Acre
Section 24	SW 1/4 NW 1/4	16 Acres
	Total -----	70 Acres

(4) Pursuant to Section 46-5-30.1 E. Lucille Richey of Rt 10, Box 46, Wewela, SD 57578 the holder(s) and/or owner(s) of Water Right No. 465-2 is issued a license to appropriate water, the right to use 1.00 cubic feet of water per second from the Keyapaha River with a priority date of July 22, 1957 from the

location specified in (2) of this license. The water is to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Right No. 465-2 and subject to South Dakota State Law.



MAY 28 1991

JOHN HATCH, Chief Engineer
Water Rights Division
Department of Water and Natural
Resources

South Dakota

GREAT FACES. GREAT PLACES.

MAY 28 1991

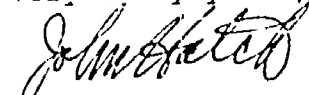
E. Lucille Richey
Rt 10, Box 46
Wewela, SD 57578

Dear Ms. Richey:

Enclosed is Reissued Water License No. 465-2. This is the final water right document completing your process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have continuing right to use the water.

Very truly yours,



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

enclosures

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



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

August 29, 1991

NOTICE

PERMIT NO(S). 465-2

TO: Lucile Richey
RR 10, Box 46
Wewela, SD* 57578

FROM: *for* JOHN HATCH, Chief Engineer
Water Rights Division
(605) 773-3352 *Delvin D Brosz*

SUBJECT: Shutoff Order for Water Diversions from the
Keyapaha River.

The flows in the Keyapaha River are below 15 cubic feet per second (cfs) at the Wewela gaging station. Therefore, to protect domestic use (livestock watering), effective immediately, no pumping of water is authorized from the Keyapaha River or contributing tributaries until January 1, 1992 or until further notice.

The following is the latest flow (cfs information on the river:

GAGE	3/27/91	3/28/91	3/29/91
Wewela	15.9	13.5	12.6

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

4652

CERTIFICATION

I hereby certify that on August 29, 1991 I have personally deposited with the U.S. Mail postage prepaid envelopes containing a Notice of Shutoff Order for Water Diversions from the Keyapaha River addressed as stated below:

Garnet Sargent, RR, Clearfield, SD 57581

Rodney Hofeldt, RR 5, Box 89, Millboro, SD 57554

Stanley Hanson, RR 5, Box 63, Millboro, SD 57554

Lloyd Blomstrom, P.O. Box 623, Winner, SD 57580.

Vern Keszler, HC 88, Box 12, Clearfield, SD 57581.

~~Dale Heese, SR Box 36, Millboro, SD 57554.~~

Charles Hellman, RR 5, Box 84, Millboro, SD 57554.

Ava Wily, SR 10, Box 34, Millboro, SD 57554.

Richard Kirsch, HC 80, Box 49, Springview, NE 68778.

Charles Richey, HC 88, Box 47, Wewela, SD 57578.

Lucile Richey, RR 10, Box 46, Wewela, SD 57578.

Victor Weickum, Wewela, SD 57578.

H. W. Carlson, RR 1, Box 32, Colome, SD 57528.

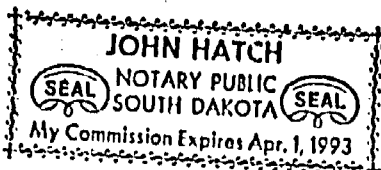
Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 30th day of August, 1991.

John Hatch
Notary Public





465-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 14, 2000

NOTICE

TO: E LUCILE RICHEY, RR 10 BOX 46, WEWELA, SD 57578

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

SUBJECT: Reporting Requirement for 1999 Irrigation Questionnaire(s)

Our records indicate that the 1999 Irrigation Questionnaire has not been submitted for Permit No(s) 465-2 & 2203-2. The request for the Questionnaire was dated October 7, 1999. The Water Management Board has directed that owners of water permits who have not submitted the 1999 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 1:30 pm, March 1, 2000, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, 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) 465-2 & 2203-2 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 28, 2000, 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.

4/65-2

SENDER COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

E LUCILE RICHEY
RR 10 BOX 46
WEWELA SD 57578

COMPLETE THIS SECTION FOR DELIVERY

A. Received by (Please Print Clearly) E. Lucile Richey B. Date of Delivery FEB 18 1999
C. Signature E. Lucile Richey ☐ Agent ☐ Addressee
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

7 227 670 390

PS Form 3811, July 1999

Domestic Return Receipt

102595-92 M-1739



465-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3101
www.state.sd.us/denr

January 26, 2000

465-2
2203-2

E Lucile Richey
RR 10 Box 46
Wewela, SD 57578

Dear Mr. Richey:

I am writing to acknowledge receipt of your 1999 irrigation questionnaires. You may disregard the January 14, 2000, "Notice" concerning reporting requirements for Water Permit No. 465-2 and 2203-2.

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

465-2

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

E LUCILE RICHEY
RR 10 BOX 46
WEWELA SD 57578

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) Lucile Richey B. Date of Delivery 1-20-01
C. Signature X- Lucile Richey ☐ Agent ☐ Addressee
D. Is delivery address different from item 17 ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
- ☐ Registered ☐ Return Receipt for Merchandise
- ☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

7000 0600 0026 9814 3048

PS Form 3811, July 1999

Domestic Return Receipt

102595-00 M-0932



465-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 19, 2001

NOTICE

TO: E LUCILE RICHEY, RR 10 BOX 46, WEWELA, SD 57578

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

SUBJECT: Reporting Requirement for 2000 Irrigation Questionnaire(s)

Our records indicate that the 2000 Irrigation Questionnaire has not been submitted for Permit No(s) 465-2 & 2203-2. The request for the Questionnaire was dated October 20, 2000. The Water Management Board has directed that owners of water permits who have not submitted the 2000 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 10:00 am, March 7, 2001, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, 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) 465-2 & 2203-2 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 March 2, 2001, 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.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2001

465-2
2203-2

E Lucile Richey
RR 10 Box 46
Wewela, SD 57578

Dear Ms. Richey:

I am writing to acknowledge receipt of your 2000 irrigation questionnaires. You may disregard the January 19, 2001, "Notice" concerning reporting requirements for Water Right Nos. 465-2 and 2203-2.

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



4/65-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 16, 2002

NOTICE

TO: E LUCILE RICHEY, RR 10 BOX 46, WEWELA, SD 57578

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

SUBJECT: Reporting Requirement for 2001 Irrigation Questionnaire(s)

Our records indicate that the 2001 Irrigation Questionnaire has not been submitted for Permit No(s) 465-2 & 2203-2. The request for the Questionnaire was dated October 12, 2001. The Water Management Board has directed that owners of water permits who have not submitted the 2001 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 10:00 am, March 13, 2002, in the Visitor Center (west bank of Capitol Lake), 650 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) 465-2 & 2203-2 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 March 8, 2002, 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.

465-2

SENDER, COMPLETE THIS SECTION

- Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

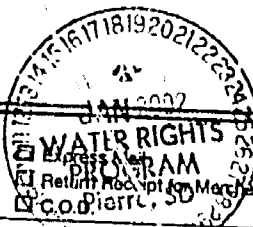
E LUCILE RICHEY
RR 10 BOX 46
WEWELA SD 57578

COMPLETE THIS SECTION ON DELIVERY

- A. Received by (Please Print Clearly) Lucile Richey B. Date of Delivery 1-17-02
- C. Signature Lucile Richey ☐ Agent ☐ Addressee
- D. Is delivery address different from item 1? ☒ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail
☐ Registered
☐ Insured Mail

4. Restricted Delivery? (Extra Fee) ☒ Yes

2. # 7001 2510 0004 4797 4821

PS Form 3811, July 1999

Domestic Return Receipt

102565-67-M-0952



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 25, 2002

465-2
2203-2

E Lucile Richey
RR 10 Box 46
Wewela, SD 57578

Dear Ms. Richey:

I am writing to acknowledge receipt of your 2001 irrigation questionnaires. You may disregard the January 16, 2002, "Notice" concerning reporting requirements for Water Right Nos. 465-2 and 2203-2.

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

#465 Lucile Richy

29.5 T2632

T2632 29.5

T2672
(237-R) (B-11)

NW 1/4 NE 1/4
1A.

NE 1/4 NE 1/4
5 Ac.

11.8

SW 1/4 NE 1/4
18 Ac.

SE 1/4 NE 1/4
30 Ac.

T2673

237
1250
48.6

CRP
1989-1998
48.6

102.5 99.9

CRP
1989-1998

150
3A

64.9

CRP
64.9
No. 465-2

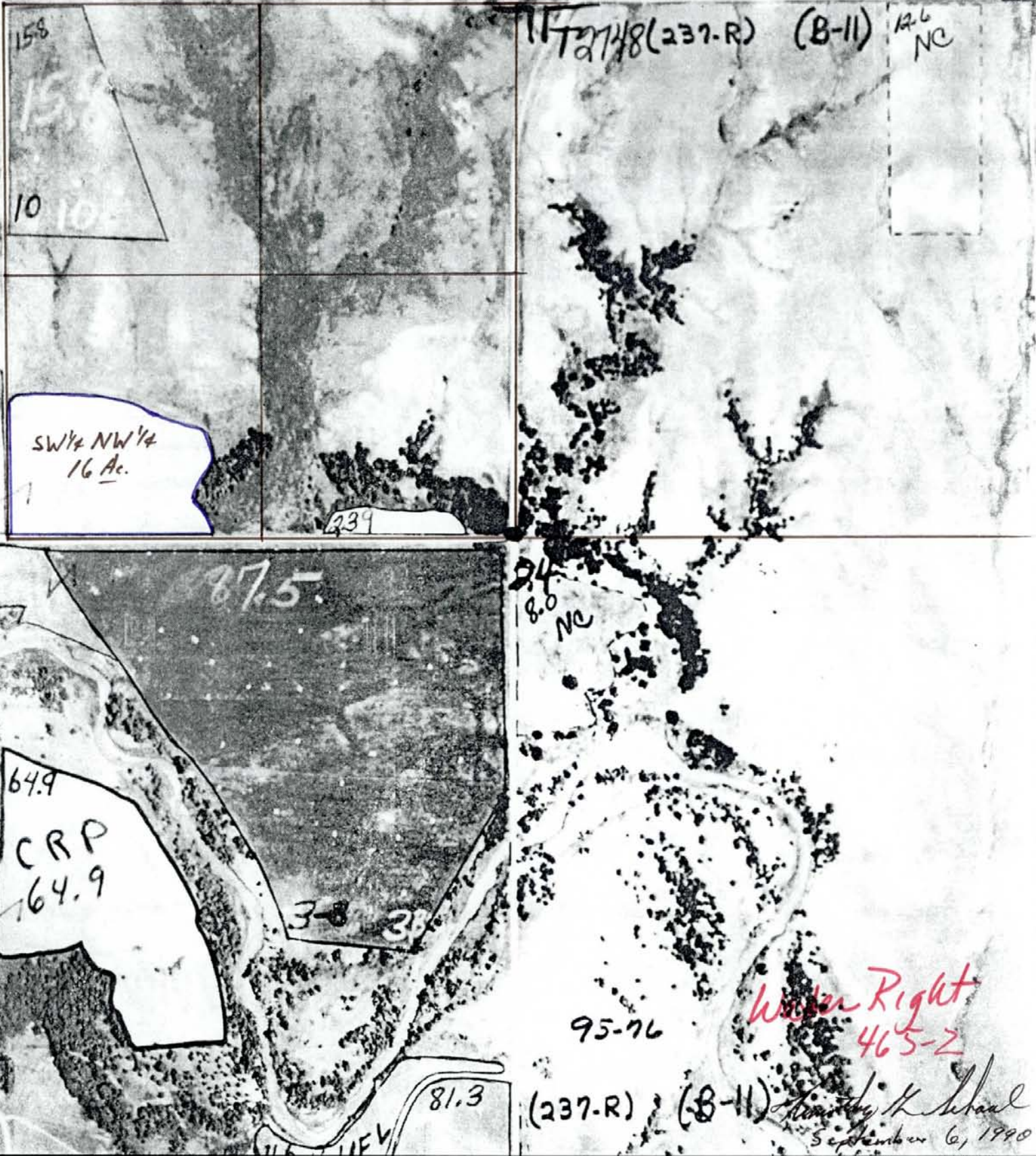
CRP
1989-1998
64.9

NC

95-76

Amor...
September 16, 1998

NOT TO SCALE





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

July 17, 2006

KEYA PAHA RIVER WATER RIGHT QUALIFICATION REMINDER
WATER RIGHT NO(s) 465-2

To: E LUCILE RICHEY
31856 RICHEY RD
WEWELA SD 57578

From: Garland Erbele, Chief Engineer
Water Rights Program, DENR
(605) 773-3352

Subject: Keya Paha River Qualification Reminder for Permit No(s) 465-2

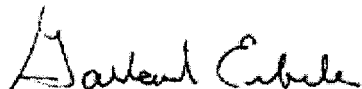
Qualifications on your water right indicate that you are not authorized to divert Keya Paha River water when the stream flow is 15-cfs or less at the USGS Wewela, SD gage, unless written authorization is received by the Chief Engineer. Please, consider this a reminder as flow in the Keya Paha River has dropped to the point where domestic use of water, which includes livestock watering from the river, has become a concern. On July 17, 2006, the stream flow at the Wewela gage dropped to 14-cfs.

For your information, the real-time stream flow data can be found on the USGS web-site at <http://waterdata.usgs.gov/sd/nwis/current/?type=flow>. If you have any questions, please feel free to contact Mike DeFea or Mark Rath at 773-3352.

July 16, 2007

**KEYA PAHA RIVER WATER RIGHT QUALIFICATION REMINDER
WATER RIGHT NO(s). 465-2**

To: E LUCILE RICHEY
31856 RICHEY RD
WEWELA, SD 57578



From: Garland Erbele, Chief Engineer
Water Rights Program, DENR
(605) 773-3352

Subject: Keya Paha River Qualification Reminder for Permit No(s). 465-2

Qualifications on your water right indicate that you are not authorized to divert Keya Paha River water when the stream flow is 15-cfs or less at the USGS Wewela, SD gage, unless written authorization is received by the Chief Engineer. Please, consider this a reminder as flow in the Keya Paha River has dropped to the point where domestic use of water, which includes livestock watering from the river, has become a concern. On July 16, 2006, the stream flow at the Wewela gage dropped to 13-cfs.

For your information, the real-time stream flow data can be found on the USGS web-site at <http://waterdata.usgs.gov/sd/nwis/current/?type=flow>. If you have any questions, please feel free to contact Mike DeFea or Mark Rath at 773-3352.



February 22, 2008

E LUCILE RICHEY
31856 RICHEY RD
WEWELA, SD 57578

Dear Water Right Holder:

Due to the ongoing drought, I would like to remind you of the qualification that exists on your water right. All water right holders who divert water from the Keya Paha River and its tributaries have water rights with a 15 cubic feet of water per second (cfs) bypass qualification. The qualification states that diversion of water is not authorized when the stream flow at the USGS Wewela, SD gaging station is 15 cfs or less, unless written authorization is received by the Chief Engineer.

In the past, we have sent a letter to water right holders reminding them of the 15 cfs bypass qualification. However, some water right holders misinterpreted the "reminder letter" as a "shut-off order" and discontinued irrigation for the rest of the season, which is the reason for this letter.

As stated above, water may not be diverted when flow at the USGS Wewela, SD gaging station is 15 cfs or less. However, when flow at the gage is greater than 15 cfs, you are authorized to divert water from the river or its tributaries.

I hope this removes any confusion some may have regarding the "reminder" letter. If you have any questions, please contact Mike DeFea or Mark Rath at (605) 773-3352.

Sincerely,

Garland Erbele
Chief Engineer
DENR, Water Rights Program

465-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
denr.sd.gov

July 10, 2012

KEYA PAHA RIVER WATER RIGHT QUALIFICATION REMINDER

To: E LUCILE RICHEY
31856 RICHEY RD
WEWELA SD 57578

From: Garland Erbele, Chief Engineer
Water Rights Program, DENR
(605) 773-3352

Subject: Keya Paha River Qualification Reminder for Permit No(s) **465-2**

This is a **reminder** to water right holders along the Keya Paha River and its tributaries that the dry weather and low flows create a potential for shutoff orders to be issued. A qualification on your water right states that diversions are not authorized when the stream flow is 15 cfs or less at the USGS Wewela, SD gaging station. This letter is only intended to give you advanced warning that your ability to divert water may be cut short this year. In the meantime, water right holders can help by closely monitoring water usage and trying to avoid wasting water.

Currently the stream flow at the Wewela gage is at 21 cfs. Only when flow in the Keya Paha River is greater than 15 cfs at the USGS Wewela, SD gage, are you authorized to divert water. This is **not** a shut-off order. However, if flows continue to drop, a shut-off order may be issued.

If you are interested, the US Geological Survey has an Internet site showing real-time river flows at 153 stream gauging stations across the state including two gaging stations on the Keya Paha River. To access this information go to <http://waterdata.usgs.gov/sd/nwis/rt> and click on the link "Statewide Streamflow Current Conditions Table".

If you have any questions, please feel free to contact Mark Rath or Lynn Beck at (605) 773-3352.



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

NOTICE OF SHUTOFF ORDER

July 17, 2012

TO: E LUCILE RICHEY
31856 RICHEY RD
WEWELA SD 57578

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

SUBJECT: Keya Paha River Shutoff Order for Junior Priority Date Water Rights

Shutoff Order for Water Right Nos. 465-2

The flows in the Keya Paha River are below 15 cubic feet per second (cfs) at the USGS gaging station at Wewela, SD. Therefore to protect domestic use which includes livestock watering, the department is issuing shutoff orders for the Keya Paha River from the Todd-Tripp county line to the South Dakota-Nebraska border. Effective immediately, no diversions of water from the Keya Paha River is authorized under your Keya Paha River water rights.

Flow in the Keya Paha River has dropped to the point where domestic use of water, which includes livestock watering from the river, has become a concern. This order will be rescinded as soon as conditions improve.

If conditions do not improve, this order will remain in effect until **December 31, 2012**.

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

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

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

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

CERTIFICATION

I hereby certify that on July 17, 2012, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope(s) containing a Notice dated July 17, 2012 regarding shutoff order for Keya Paha River addressed as stated below:

PERMIT NO	PNO2	FIRST NAME	LAST NAME	CONTACTOWN	ADDRESS2	CITY	STATE	ZIP
1107-2		ROBERT/KIMBERLY	HANSON		29445 303 AVE	WINNER	SD	57580
2141-2		CORY C	SARGENT		29461 304th AVE	WINNER	SD	57580
1128-2	2581-2	JOE	ANDERSON	OPERATOR	29694 312th AVE	WINNER	SD	57580
414-2		H W OR BRAD	CARLSON		29716 315TH AVE	COLOME	SD	57528
835-2	959-2	ALVA LEE	WILEY		31450 301 ST	WINNER	SD	57580
710-2		JIM	RICHEY		30099 318TH AVE	WEWELA	SD	57580
465-2		E LUCILE	RICHEY		31856 RICHEY RD	WEWELA	SD	57578
369-2			HARTLAND FARMS INC	CORWIN HARTHOORN	88809 429TH AVE	AINSWORTH	NE	69212
931-2		VERNON & JEAN	VAN EPPS		93925 908TH RD	SPRINGVIEW	NE	68778
879-2		JEFF	KIRSCH		44326 905th RD	SPRINGVIEW	NE	68778

Gail Jacobson

Gail Jacobson
Secretary/Water Rights

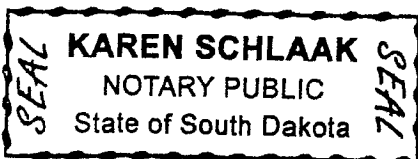
STATE OF SOUTH DAKOTA)
) SS

COUNTY OF HUGHES)

Sworn to, before me, this 17th day of July, 20 12.

Karen Schlaak

Karen Schlaak
Notary Public
My Commission expires April 1, 2013





**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

August 16, 2022

E LUCILE RICHEY
31856 RICHEY RD
WEWELA, SD 57578

Dear Keya Paha River Water Right Holder:

I am writing to remind Keya Paha River water right holders and operators of the bypass qualification that was placed on your water permit by the Water Management Board in 1991:

A minimum flow of 15 cubic feet of water per second (cfs) shall be maintained at Gage No. 06464500 – Keya Paha River near Wewala, SD to insure flows for domestic use and prior existing water rights.

Recently, river flows measured at USGS Gage No. 06464500 – Keya Paha River near Wewala, SD have been nearing the 15 cfs cutoff and when it does, diversion of water for irrigation purposes shall cease. This 15 cfs limit is in place to protect domestic use, including livestock watering and those water rights that are most senior.

Realtime flows in the in Keya Paha River can be monitored by going to the following website:

<https://waterdata.usgs.gov/sd/nwis/current/?type=flow>

USGS Stream Gage No. 06464500 – Keya Paha River near Wewala, SD

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

Sincerely,

Eric Gronlund, Chief Engineer
Water Rights Program



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

August 7, 2026

Permit No. 465-2

E LUCILE RICHEY
31856 RICHEY RD
WEWALA, SD 57578

Dear Appropriators:

I am writing to remind Keya Paha River Water Right holders and operators of the bypass qualification that was placed on your water permit by the Water Management Board in 1991:

A minimum flow of 15 cubic feet of water per second (cfs) shall be maintained at Gage No. 06464500 - Keya Paha River near Wewala, SD to ensure flows for domestic use and prior existing water rights.

Recently, river flows measured at USGS Gage No. 06464500 – Keya Paha River near Wewala, SD have been as low as 25 cfs. If flows decrease to 15 cfs, diversion of water for irrigation purposes are required to cease. The 15 cfs limit is in place to protect domestic use, including livestock watering and those water rights that are most senior.

Realtime flows in the in Keya Paha River can be monitored by going to the following website:

<https://waterdata.usgs.gov/sd/nwis/current/?type=flow>

USGS Stream Gage No. 06464500 – Keya Paha River near Wewala, SD

Thank you for your cooperation. If you have any questions, please contact Nakaila Steen or another member of the DANR-Water Rights Program at (605) 394-2229 (Rapid City Office) or (605) 773-3352 (Pierre Office). 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.

Sincerely,

Adam Mathiowetz, PE
Chief Engineer
Water Rights Program