

7-19

671-2

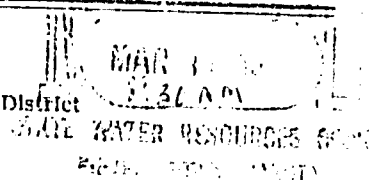
5-10 1961

1. Considered _____, 1961
2. Name of Applicant Vernon Suggs
3. Post Office Address Del Rio
4. Amount of water claimed 2.27
5. Source of water supply Diversion of Rio Grande
6. Water to be used for irrigation
Acres to be irrigated 150.30
7. Water to be diverted and used in Fall River County about
3.4 miles Del Rio of _____
8. Proof of Publication Received ☒ Not Received None
9. Application Approved Subject to investigation as to dry draw status
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

7-19-61

if no way by Bureau
being at such for now
making

No. 671-2
 Water Division No. 2 SOUTH SIOUX RIVER DISTRICT
 (Blanks to be filled by the Engineer for the W. R. C.)



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

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

I. Name of applicant Vernon Seger
 Postoffice address Oriskany, Calhoun County, Fall River, State S. D.

1. If a corporation Not 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 & Direct Labor

(b) Cash on hand, \$

(c) Treasury stock, \$

(d) Bonds to be issued, \$

(e) Other resources, \$

2. Name of diversion work Vernons Project Number #1.

3. Amount of water claimed 2.276 cubic feet per second

4. Source of water supply Tributary of Horse Head Creek

5. Location of point of diversion See Remarks

on _____ bank _____ County.

6. Annual period or periods during which water is to be used Year Around

7. To be used for:

1. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? Gravity

(a) Number of acres to be irrigated 159.3 acres.

(b) Legal subdivisions to be irrigated See Remarks

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction, with acreage thereof, should be written out, 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. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation:

(a) Nature of use None
 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

MAP No 599-2

6. Estimated cost of work: Still in Planning stage

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

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

(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.)

Plugs & Head Gates

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 filled acre 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; height feet; Material

(d) Canal: Total length miles.

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

(Give dimensions where reductions in size are made.)

10. Time required for completion of work 3 years.

11. Time required for complete application of water to the proposed beneficial use 5 years.

12. Choice of newspaper for publication of notice of intention to appropriate Edgemont Tribune

STATE OF SOUTH DAKOTA

County of Fall River

I, Nelson Leger, 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

Subscribed and sworn to before me this

24th

day of

March

1961

Notary Public (or other qualified officer.)

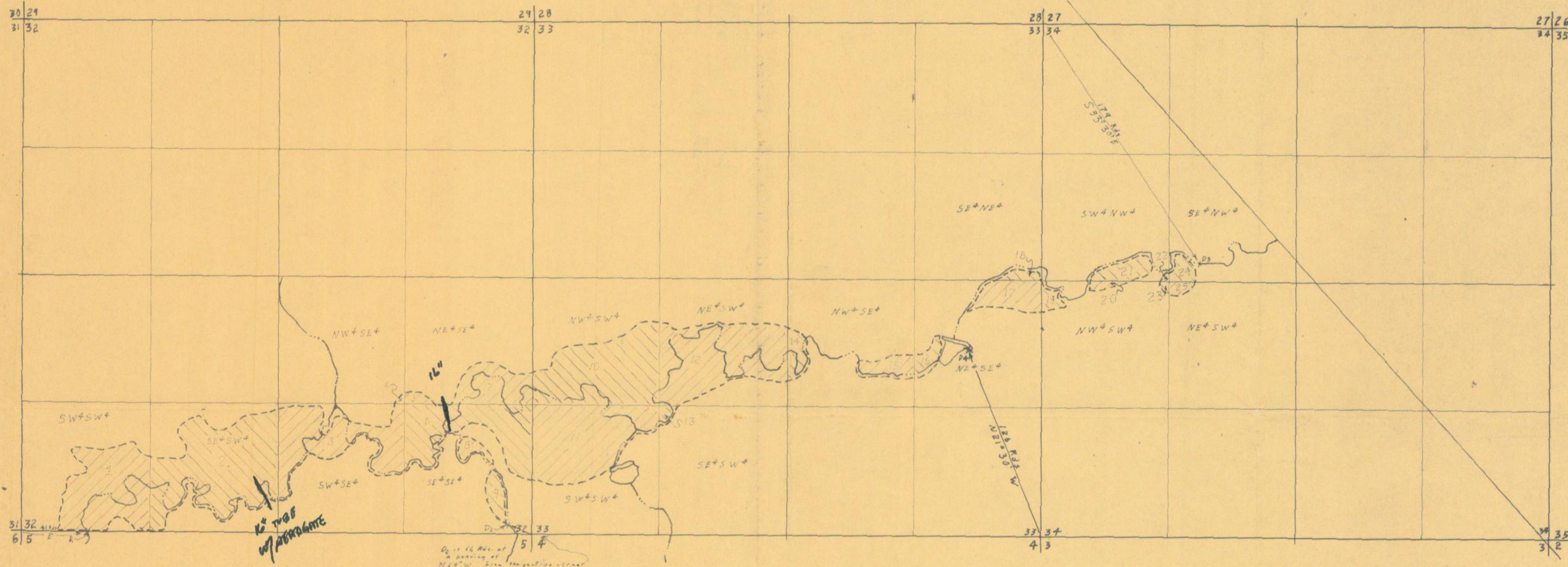
*Each diversion must have a headgate c

vice.

Scale: 8" = 1 Mile (Aerial)

Irrigable.....

D₁, D₂, D₃, and D₄ are points of diversion



VERNON'S PROJECT #1.

ALL LAND DESCRIBED HEREIN ARE OWNED BY VERNON SEGER

SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE

I, Meric D. Gieser, Registered Land Surveyor, do hereby certify that this map was made from field notes and aerial photographs of the area, and that to the best of my knowledge, it correctly represents the lands involved and the locations indicated.

IN WITNESS WHEREOF I hereunto set my hand and official seal on this 24th day of March, 1961.

Meric D. Gieser
Registered Land Surveyor #1007

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE

On this 24th day of March, 1961, before me, James B. Kinney, the undersigned officer, personally appeared Meric D. Gieser, known to me to be the person whose name is subscribed to the above written instrument, and acknowledged that he executed the same for the purpose therein contained.

IN WITNESS WHEREOF I have hereunto set my hand and official seal.

My commission expires 12/7/68.

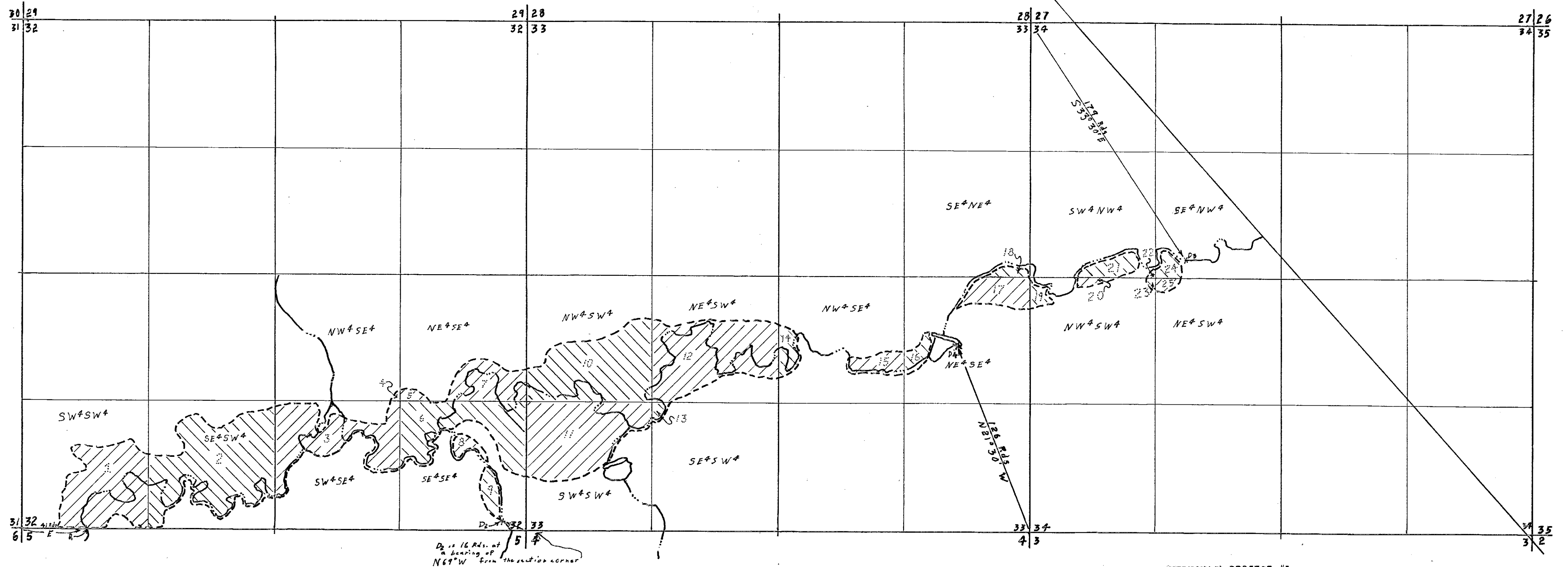
James B. Kinney
Notary Public

Area	Location	Sec.	Trsp	Range	Acres
1	SW 1/4 SW 1/4	32	95	7E	168
2	SE 1/4 SW 1/4	32	95	7E	256
3	SW 1/4 SE 1/4	32	95	7E	145
4	NW 1/4 SE 1/4	32	95	7E	0.3
5	NE 1/4 SE 1/4	32	95	7E	0.7
6	SE 1/4 SE 1/4	32	95	7E	14.2
7	NE 1/4 SE 1/4	32	95	7E	0.6
8	SE 1/4 SE 1/4	32	95	7E	1.0
9	SE 1/4 SE 1/4	32	95	7E	1.8
10	NW 1/4 SW 1/4	33	95	7E	18.4
11	SW 1/4 SW 1/4	33	95	7E	19.2
12	NE 1/4 SW 1/4	33	95	7E	20.7
13	SE 1/4 SW 1/4	33	95	7E	0.7
14	NW 1/4 SE 1/4	33	95	7E	2.2
15	NW 1/4 SE 1/4	33	95	7E	2.2
16	NE 1/4 SE 1/4	33	95	7E	1.6
17	NE 1/4 SE 1/4	33	95	7E	4.8
18	SE 1/4 NE 1/4	33	95	7E	0.9
19	NW 1/4 SW 1/4	34	95	7E	1.0
20	NW 1/4 SW 1/4	34	95	7E	0.6
21	SW 1/4 NW 1/4	34	95	7E	2.4
22	SW 1/4 NW 1/4	34	95	7E	0.2
23	NW 1/4 SW 1/4	34	95	7E	0.4
24	SE 1/4 NW 1/4	34	95	7E	1.4
25	NE 1/4 SW 1/4	34	95	7E	0.6
Total					159.3

Scale: 8" = 1 Mile (aerial)

Irrigable.....

D₁, D₂, D₃, and D₄ are points of diversion



Location of Lands to be Irrigated					
Area	Location	Sec.	T ₁ hp	Range	Acres
1	SW ⁴ SW ⁴	32	95	7E	158
2	SE ⁴ SW ⁴	32	95	7E	256
3	SW ⁴ SE ⁴	32	95	7E	145
4	NW ⁴ SE ⁴	32	95	7E	0.2
5	NE ⁴ SE ⁴	32	95	7E	0.7
6	SE ⁴ SE ⁴	32	95	7E	149
7	NE ⁴ SE ⁴	32	95	7E	6.6
8	SE ⁴ SE ⁴	32	95	7E	1.0
9	SE ⁴ SE ⁴	32	95	7E	1.8
10	NW ⁴ SW ⁴	33	95	7E	19.2
11	SW ⁴ SW ⁴	33	95	7E	19.2
12	NE ⁴ SW ⁴	33	95	7E	20.7
13	SE ⁴ SW ⁴	33	95	7E	0.7
14	NW ⁴ SE ⁴	33	95	7E	2.2
15	NW ⁴ SE ⁴	33	95	7E	2.7
16	NE ⁴ SE ⁴	33	95	7E	1.6
17	NE ⁴ SE ⁴	33	95	7E	4.3
18	SE ⁴ NE ⁴	33	95	7E	0.3
19	NW ⁴ SW ⁴	34	95	7E	1.0
20	NW ⁴ SW ⁴	34	95	7E	0.6
21	SW ⁴ NW ⁴	34	95	7E	2.4
22	SW ⁴ NW ⁴	34	95	7E	0.2
23	NW ⁴ SW ⁴	34	95	7E	0.3
24	SE ⁴ NW ⁴	34	95	7E	1.4
25	NE ⁴ SW ⁴	34	95	7E	0.6
Total					159.3

VERNON'S PROJECT #1.

ALL LAND DESCRIBED HEREIN ARE OWNED BY VERNON SEGER

SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE

I, Meric D. Giger, Registered Land Surveyor, do hereby certify that this map was made from field notes and aerial photographs of the area, and that to the best of my knowledge, it correctly represents the lands involved and the locations indicated.

IN WITNESS WHEREOF I hereunto set my hand and official seal on this 24th day of March, 1961.

Meric D. Giger
Registered Land Surveyor #1007

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE

On this 24th day of March, 1961, before me, James B. Kinney, the undersigned officer, personally appeared Meric D. Giger, known to me to be the person whose name is subscribed to the above written instrument, and acknowledged that he executed the same for the purpose therein contained.

IN WITNESS WHEREOF I have hereunto set my hand and official seal.

My commission expires 12/7/68. *James B. Kinney*
Notary Public

Remarks by State Water Resources Commission:

This water right is inferior to the water right for the Angostura Reservoir held in the name of the United States, and restrictions may be necessary to protect this prior water right.

STATE OF SOUTH DAKOTA

County of Hughes

Pierre, South Dakota,

January 3, 1962

This is to certify that the foregoing application was received by the Commission at 8:30 o'clock

a.m. upon the 31st day of March, 1961.

State Water Resources Commission

By:

for Chief Engineer, Executive Officer

Number of permit 671-2

Date of first receipt of application March 31, 1961

Date of return to applicant for correction, amendments or changes required as follows: 19

Date of receipt of corrected application M 19

Date from which applicant may claim right March 31, 1961

Approved July 19, 1961, Recorded in Book 7 Page 19

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

July 3, 1963

2nd. The whole of said work is to be completed on or before JANUARY 3, 1967

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

JANUARY 3, 1967

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 2.27 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 January 3, 1967; said water to be used during the following described annual period:

whenever available

Witness my hand this 3rd day of January, 1962

State Water Resources Commission

By:

for Chief Engineer, Executive Officer

Certificate of Construction Issued

SEPTEMBER 22, 1970

Water License Issued

SEPTEMBER 22, 1970

Remarks by the Applicant:

LOCATION OF LANDS TO BE IRRIGATED					
AREA	LOCATION	SEC.	T	R	ACRES
1	SW 1/4	32	98	7E	15.8
2	SE 1/4	32	98	7E	25.6
3	SW 1/4	32	98	7E	14.5
4	NW 1/4	32	98	7E	0.2
5	NE 1/4	32	98	7E	0.7
6	SE 1/4	32	98	7E	14.5
7	NE 1/4	32	98	7E	6.0
8	SE 1/4	32	98	7E	1.0
9	SE 1/4	32	98	7E	1.8
10	NW 1/4	33	98	7E	19.4
11	SW 1/4	33	98	7E	19.2
12	NE 1/4	33	98	7E	20.7
13	SE 1/4	33	98	7E	0.7
14	NW 1/4	33	98	7E	2.2
15	NW 1/4	33	98	7E	2.7
16	NE 1/4	33	98	7E	1.6
17	NE 1/4	33	98	7E	4.3
18	SE 1/4	33	98	7E	0.9
19	NW 1/4	34	98	7E	1.0
20	NW 1/4	34	98	7E	0.6
21	SW 1/4	34	98	7E	2.4
22	SW 1/4	34	98	7E	0.2
23	NW 1/4	34	98	7E	0.3
24	SE 1/4	34	98	7E	1.4
25	NE 1/4	34	98	7E	0.6
TOTAL					159.3

Diversions points are as follows:

- D 1 Being 41 Rods east of the South west corner on section line of section 32.
- D 2 Being 16 Rods from the South East corner of section 32 on a bearing of N 69° W.
- D 3 Being a point 179 Rods from the North West corner section 34 on a bearing of S 33° 30' E.
- D 4 Being a point 126 Rods from the South West corner of section 34 on a bearing of N 21° 30' W.

All being in T9S R7E BHM Fall River County So. Dak.

~~These points of diversion are not~~

In actual practice, diversion will be continuous from D1, to D3.

Address any engineering questions to: GIGEAR SURVEYING
1054 Park Street
Sturgis, So. Dak.

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 671-2

(1) WHEREAS, On the 31st day of March A. D. 19 61
Vernon Seger

made Water Right Application No. 671-2 for a permit to use 2.27 cubic feet per second of the waters of a tributary of Horse Head Creek

County of Fall River, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 3rd day of January A. D. 19 62

Permit, No. 671-2, with a date of priority of March 31, 1961

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 3rd day of January A. D. 19 65 and for the application to beneficial use of said water on or before the 3rd day of January A. D. 19 67

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 2.27 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,
 for irrigating the following land in T9S, R7E

Section 32	SW $\frac{1}{4}$ SW $\frac{1}{4}$	15.8 acres	Section 33	NW $\frac{1}{4}$ SW $\frac{1}{4}$	19.4 acres
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	25.6 acres		NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.7 acres
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	11.3 acres		SW $\frac{1}{4}$ SW $\frac{1}{4}$	19.2 acres
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	7.3 acres		SE $\frac{1}{4}$ SW $\frac{1}{4}$	.7 acres
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	14.5 acres		SE $\frac{1}{4}$ NE $\frac{1}{4}$	.9 acres
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	17.7 acres		NW $\frac{1}{4}$ SE $\frac{1}{4}$	4.9 acres
Section 34	SW $\frac{1}{4}$ NW $\frac{1}{4}$	2.6 acres		NE $\frac{1}{4}$ SE $\frac{1}{4}$	5.9 acres
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	1.4 acres	Total		152.3 Acres
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	1.9 acres			
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	.6 acres			

(5) NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota, We hereby grant and confirm to Vernon Seger

_____ of Del Norte
the holder _____ and owner _____ of said permit No. 671-2 a water right, dating from March 31, 1961
_____ to use of 2.27 cubic feet per second of the water
of a tributary of Horse Head Creek
in the County of Fall River and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at between points in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32, and in
the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34, T9S, R7E

and conduct to and upon portions of Sections 32, 33 and 34, T9S, R7E, described on the
face of this license

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 671-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 22nd day of September A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer - J.W. GRIMES b

Form 15.

Permit No. 671-2

Water Diversion No. 2 SOUTH CHEYENNE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Vernon Segar

_____ the holder _____ of
Permit No. 671-2, issued upon Application No. 671-2, bearing date of priority of March 31,
1961 authorizing the diversion of 2.27 cu. ft. per second of the waters of _____
Tributary of
Horas Head Creek County of Fall River, State of South Dakota, ~~xx~~
between points in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32, and in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34,
T9R, R7E
_____, 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 flows of the creek
~~xxxxxx~~ cu. ft. per second of water.

Date September 22, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRILLES, Executive Officer

(First Publication on or before April 13, 1961)**APPROPRIATION OF WATER**

Office of State Water Resources Commission,

Pierre, S. Dak., April 4, 1961

Notice is hereby given that Vernon Sager whose postoffice address is Oelrichs 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 2.27 cubic feet of water per second of time from xx a tributary of Horsehead Creek through the Vernon's Project #1 the point of diversion of which is to be located on xx both between a point in the SW $\frac{1}{4}$ Section 32, and a point bank of said stream in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 34 portions of Twp. 9 S Range 7 E Said water to be used for the purpose of providing irrigation on the following described land:

S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 32; SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 33, and the NW $\frac{1}{4}$, Section 34, T 9 S, R 7 E

~~XXXXXXXX~~ ~~XXXXXXXX~~

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of May, 1961, 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:

~~Chief Engineer, Executive Officer~~
Burton F. Jones
 Water Rights Specialist

cc: **Charles E. Donnelly, Jr., Publisher**
Edgemont Tribune
Edgemont, South Dakota

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
 County Fall River } ss.

Charles E. Donnelly, Jr. being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the _____

The Edgemont Herald-Tribune newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the _____

town of Edgemont County of _____

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

April 13, April 20, April 24 and May

4, all in 1961

in each and every issue of the full number thereof, the first publication being made on the 13th day of April 1961 and the last publication on the 4th day of _____

May 1961, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was editor printer and publisher of the said newspaper.

No. 308, Apr. 13, 20, 24, May 4
 Form 8—Notice of Intention to Appropriate Water.
 No. 671-2
 (First) Publication on or before April 12, 1961.

APPROPRIATION OF WATER
 Office of State Water Resources Commission
 Pierre, S. Dak.

April 4, 1961

Notice is hereby given that Vernon Seger, whose postoffice address is Oakridge, S. D., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 227 cubic feet of water per second of time from a tributary of Horsehead Creek through Vernon's Project No. 1, the point of diversion of which is to be located on both banks of said stream between a point in the SW 1/4 Section 32, and a point in the SE 1/4 of the NW 1/4 of Section 34, Twp. 9S, Range 7E. Said water to be used for the purpose of providing irrigation on portions of the following described land:

SW 1/4, NE 1/4, Section 32, Twp. 9S, Range 7E, and the NW 1/4, Section 34, Twp. 9S, Range 7E.

This application will be taken up by the State Water Resources Commission at their office, at Pierre for consideration upon the 10th day of May, 1961, at 2:00 P. M. All interested persons may appear and be heard.

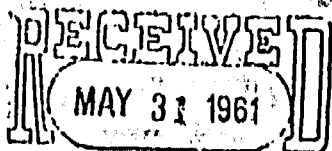
Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

State Water Resources Commission

By: Burton F. Jones
 Water Rights Specialist

Charles E. Donnelly, Jr.

Subscribed and sworn to before me this 27th day of May A. D. 1961



Notary Public Fall River County, S. D.

STATE WATER RESOURCES COMM.
 PIERRE, SOUTH DAKOTA

Permit No. 671-2Water Division 2 SOUTH CHEYENNE RIVER 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 VERNON
SEGER of DEL RICH holder
of Permit No. 671-2, bearing date of priority of MARCH 31, 1961
authorizing the diversion of 2.27 cu. ft. per second of the waters of TRIBUTARY OF HORSE HEAD CREEK
for IRRIGATION purposes, in FALL RIVER County.

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

The Water Use System consists of,

A. Works used to divert the water:

TWO MAIN DIVERSION DAMS APPROX 8' X 120' W/
16" TUBES W/ HEADGATES.

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

SERIES OF DICES.

C. Works used to apply water to beneficial use.

ENTIRE LENGTH OF CREEK THROUGH PROJECT IS FILLED
IN AND LEVELLED WITH SURROUNDING AREA FOR
WATER SPREADING.

The system is in the following condition: GOOD

The point of diversion is located BETWEEN POINTS IN THE SW¹SW⁴ SECTION 32,
AND IN THE SE¹NW⁴ SECTION 34, T9S, R7E

The works are capable of diverting and conveying to the place of use FLOW'S OF CREEKcu. ft. per second of water which is to be used for IRRIGATIONWater has been put to beneficial use to the maximum extent as follows: ALL IN T9S, R7E

SECTION 34	SECTION 33	SECTION 32
SW ¹ NW ⁴ 2.6 AC.	NW ¹ SW ⁴ 19.4 AC.	SW ¹ SW ⁴ 15.8 AC.
SE ¹ NW ⁴ 1.4 AC.	NE ¹ SW ⁴ 20.7 AC.	SE ¹ SW ⁴ 25.6 AC.
NW ¹ SW ⁴ 1.9 AC.	SW ¹ SW ⁴ 19.2 AC.	NE ¹ SE ⁴ 4.2 AC.
NE ¹ SW ⁴ 159.3 AC.	SE ¹ SW ⁴ 17 AC.	SW ¹ SE ⁴ 14.8 AC.
	SE ¹ NE ⁴ 1.1 AC.	SE ¹ SE ⁴ 17.7 AC.
	NW ¹ SE ⁴ 4.9 AC.	NW ¹ SE ⁴ 1.2 AC.
	NE ¹ SE ⁴ 5.9 AC.	

comprising a total of 159.3 acres of land.

Date SEPTEMBER 3, 1970

Shirley J. Don
(Signature)

WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

South Dakota Department of
Water & Natural Resources

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

May 11, 1989

NOTICE

671-2, 1649-2, 1837-2

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

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

John Patch

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

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

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

May 2, 1989	24,673 acre feet available for irrigation at elevation 3173.4 ft. msl
-------------	--

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

One fill of Angostura reservoir is authorized per year. The District has agreed to allow junior priority irrigation upstream, if the reservoir fills to elevation 3,183.7 ft. msl, 3.5 feet below full elevation (3187.2 ft msl). If the reservoir fills to 3,183.7 ft. msl, the shutoff order will be rescinded. Any releases by the District for irrigation will be included in the 3182.7 ft. msl. calculation.

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



**South Dakota Department of
Water & Natural Resources**

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

March 19, 1990

671-2
1649-2
1836-2

NOTICE

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

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



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

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

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

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

 **Department of
Water & Natural Resources**

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

March 14, 1991

571-2

NOTICE

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

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

Delvin D. Brosz

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

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

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

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

South Dakota

GREAT FACES. GREAT PLACES.

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 20, 1991

671-2

RESCISSION OF SHUTOFF ORDER

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

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

Delvin H. Brosz

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

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

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

CERTIFICATION

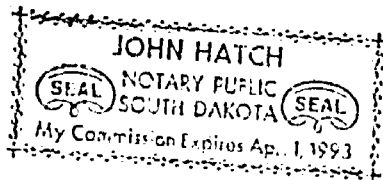
I hereby certify that on March 25, 1992, I have personally deposited with the United States Mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 25, 1992, regarding Shut Off Order for Junior Water Right Holders Upstream of the Angostura Irrigation District addressed as stated on the attached list:

Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

Sworn to, before me, this 26th day of March, 1992.



John Hatch
Notary Public



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 25, 1992

1649-2
671-2
1837-2

NOTICE

TO: SEGER RANCH INC
BOX 95
OELRICHS, SD 57763

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

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

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

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

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

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

REPORT NO	FIRST NAME	LAST NAME	ADDRESS 1	ADDRESS 2	CITY	STATE	ZIP CODE	REPORT NO	REPORT
657 2		A A T CATTIE CO	TOM LANDERS	ST RT	HOT SPRINGS	SD	57747		
368 2	RICHARD	ANDERSON	A CHILD ANDERSON	BOX 59 BOX 12	FICKMONT	SD	57735		
369 2	LEONE P	ANDERSON		BOX 59 BOX 20	FICKMONT	SD	57735		
370 2		B A H PANCH INC	B F CHILDERS	PO BOX 723	FICKMONT	SD	57735		
531 2		BILL PROS		BOX 417	FICKMONT	SD	57735		
1275 2	LESTER I	BARRELY		BOX 743	FICKMONT	SD	57735		
1692 2	NICK MICHAEL	BOWEN	ANITA BOWEN JR	HC 45 BOX 21	OTTERBUSH	SD	57763	1134 2	
725 2		BRAINERD INDIAN SCHOOL			HOT SPRINGS	SD	57747		
852 2	WAINO F	CHILDERS		BOX 59 BOX 14	FICKMONT	SD	57735		
826 2	A J	CHILDERS		BOX 723	FICKMONT	SD	57735		
136 2	OSCAR	COFF			OTTERBUSH	SD	57763		
1904 2	JOHN	DEERING		SR F BOX 136	TRICE	MT	82225		
567 2	HAROLD F	DANSON		BOX 59 BOX 54	FICKMONT	SD	57735	1410 2	
7052 2	LEON/BERNIE	DANSON		HC 48 BOX 243	TRIO	SD	57774		
1755 2	DAVID W	DANBAR		PR BOX 32	OTTERBUSH	SD	57763		
788 2		DAVE BROTHERS, INC.	CARL P HALL, PRES	BOX 45 BOX 5	OTTERBUSH	SD	57763	1695 2	
471 2	ERMAN	DECE		BOX 441	FICKMONT	SD	57735		
540 2	DARRELL F	DEITMAN		BOX 462	FICKMONT	SD	57735		
1872 2	LENA E	DENIGERSON	SEE 785	5101 INDIAN RIVER	LAS VEGAS	NV	89103		
1960 2	JOHN W	DEERY		BOX 274	ARIZONA	SD	57715		
372 2	HENRY C	DOLESPERGER		LEWIS 2001F	FICKMONT	SD	57735		
1531 2		DU RANCH INC	SD CORPORATION	BOX 59 BOX 102	FICKMONT	SD	57735		
250 2	DARRELL D	HUNTER		BOX D	ARIZONA	SD	57715		
1611 2	JAMES/PATRICIA	JOHNSTON		HC 48 BOX 7	LAKEVIEW	NE	68351		
1870 2	JOHN	KANE		BOX 124	TRIO	SD	57774		
723 2	COPI	KINOLEY	SEE 787	PLANT HOTEL	CHANDLER	NE	68937		
1290 2	JOHN W	KOUTER		BOX 715	FICKMONT	SD	57735		
802 2	A J	LANDERS	STAR CATTIE CO	BOX 1526 BOX 52	HOT SPRINGS	SD	57747		
1840 2	R J/ALLEN	LANDENCE		BOX 752	TRICE	SD	58252		
676 2	WELVIN	LUTE			HOT SPRINGS	SD	57747		
1277 2	JOHN D(JACK)	MANEY	(ESTATE)	PR 41 BOX 1720	HOT SPRINGS	SD	57747		
1140 2	DEANETH	MARTINSON		BOX 374	FICKMONT	SD	57735		
785 2	SMITH W	MELAIN		BOX 464	OTTERBUSH	SD	57763		
610 2	ALLEN E	MERRIFORD, JR		BOX 48 BOX 22	TRIO	SD	57774		
1921 2	A J	NEELSON		FRONTS STAGE	MILES CITY	MT	58301		
2015 2		PETERSON A SON, INC		BOX 59 BOX 15	FICKMONT	SD	57735		
1614 2	PAUL A JEAN	PETTY	A NURSES PETTY	BOX 52 BOX 136	HOT SPRINGS	SD	577473603		
1716 2	WELVIN	FOSTER		W40 RT BOX 17	FICKMONT	SD	57735		
211 2	JOHNATH	PETNAM		BOX 188	OTTERBUSH	SD	57763	2011 2	
1816 2	ELAN	PEASER		HC 45 BOX 48	OTTERBUSH	SD	57763		
422 2	EDWARD/WANDA	PEUTTER		BOX 59 BOX 50	FICKMONT	SD	57735	1782 2	
322 2	CHANCE/ARTER	PEYNOLES		BOX 59 BOX 28	FICKMONT	SD	57735	204 2	
622 2	OLIVER M	RIMBY		BOX 115	OTTERBUSH	SD	57763		
718 2	VERNON	SCHNOSE		ST RT BOX 155	HOT SPRINGS	SD	57747	1700 2	
1642 2		SEED PANCH INC		BOX 95	OTTERBUSH	SD	57763	621 2	1917 2
517 2	BERNARD D	SIMONS		BOX 381	FICKMONT	SD	57735		
1727 2	ROGER/MARK	TIDDS		BOX 562	FICKMONT	SD	57735		
1012 2		WAL PANCH INC	BOX 137	105 N 5TH ST	TRIO	SD	57774		
109 2	VINCENT M	WASSERBACHER		BOX 21	ARIZONA	SD	57715	851 2	2115 2



671-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 12, 1993

1649-2
671-2
1837-2

NOTICE

TO: SEGER RANCH INC
BOX 95
OELRICHS, SD 57763

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

Delvin D. Brosz

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

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

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

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

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

cc: US Bureau of Reclamation
Angostura Irrigation District

671-2

CERTIFICATION

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

Copy Sent To:

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

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

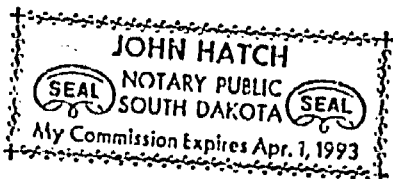
Cheryl F. Frost

Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
COUNTY OF HUGHES) SS

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

John Hatch
Notary Public





DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

April 14, 1993

1649-2
671-2
1837-2

RESCISSIION OF SHUTOFF ORDER

TO: SEGER RANCH INC
BOX 95
OELRICHS, SD 57763

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

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

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

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

cc: US Bureau of Reclamation
Angostura Irrigation District



671-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 15, 1995

1649-2
671-2
1837-2

NOTICE

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

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

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

Effective immediately no diversions of water under your Water Right Nos. 1649-2, 571-2 and 1837-2 are authorized. Your water right is junior in priority to the US Bureau of Reclamation Water Right No. US579-2 (April 11, 1941 priority date). Water Right No. US579-2 allows one annual fill of the reservoir.

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

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

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

cc: US Bureau of Reclamation
Angostura Irrigation District



671-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

May 26, 1995

1649-2

671-2

1837-2

RESCISSION OF SHUTOFF ORDER

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

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

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

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

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

cc: US Bureau of Reclamation
Angostura Irrigation District

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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 30, 2004

NOTICE OF SHUTOFF ORDER

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

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

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

Shutoff Order for Water Right Nos. 671-2

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

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

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



671-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 15, 2005

NOTICE OF SHUTOFF ORDER

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

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

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

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

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

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

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



IN REPLY REFER TO:

DK-700
PRJ 13.00

621-2
United States Department of the Interior

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

FEB 24 2006



RECEIVED
FEB 27 2006
WATER RIGHTS
PROGRAM

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

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

Dear Mr. Erbele:

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

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

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

Sincerely,

For Jeffrey L. Nettleton
Rapid City Field Office Manager

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

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



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 10, 2006

NOTICE OF SHUTOFF ORDER

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

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

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

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

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

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

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



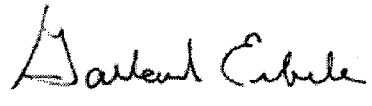
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 9, 2007

NOTICE OF SHUTOFF ORDER

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

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program 

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

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

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

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

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 19, 2008

NOTICE OF SHUTOFF ORDER

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

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

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

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

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

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

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



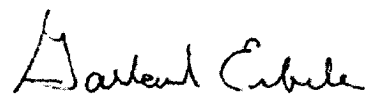
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 19, 2009

NOTICE OF SHUTOFF ORDER

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

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program 

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

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

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

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

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

denr.sd.gov

March 06, 2013

NOTICE OF SHUTOFF ORDER

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

FROM: GARLAND ERBELE, Chief Engineer
Water Rights Program

Garland Erbele

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

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

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

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

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

CERTIFICATION

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

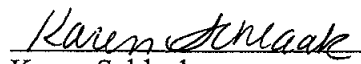
LAST_NAME	FIRST_NAME	ADDRESS2	CITY	STATE	ZIP
INDIAN CREEK CATTLE LLP		32296 190TH ST	SLEEPY EYE	MN	56085
INDIAN CREEK LAND & CATTLE LLC		PO BOX 538	EDGEMONT	SD	57735
WEINREIS BROTHERS		230908 HIGHLAND RD	SCOTTSBLUFF	NE	69361
SEGER RANCH INC		RR 1 BOX 100A1	HOT SPRINGS	SD	57747
REUTTER	EDWARD/WANDA	HCR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

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


 Gail Jacobson
 Secretary/Water Rights

STATE OF SOUTH DAKOTA)
) SS
 COUNTY OF HUGHES)

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


 Karen Schlaak
 Notary Public
 My Commission expires April 1, 2013

