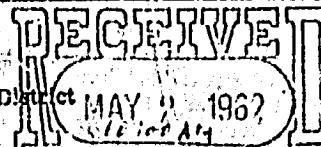


No. 762-2

Water Division No. 2 South Cheyenne River District
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

To Appropriate Water within the State of South Dakota

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

1. Name of applicant CARL KANNOLT
 Postoffice address Blaine Hotel, Apt 207
Cannon-Granden, County Fall River, State S. Dak. NE

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)
 _____ completed _____

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

2. Name of diversion work Kannolt #2
 3. Amount of water claimed 1.9 cubic feet per second
 4. Source of water supply Horsehead Creek
 5. Location of point of diversion between a point N40° E 600', and a point S45° E 1850'
from the W¹/₂ corner, Sec. 9, T12S both Fall River County.
on bank
 6. Annual period or periods during which water is to be used whenever available
 7. To be used for:

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

- (a) Number of acres to be irrigated 64 acres.

(b) Legal subdivisions to be irrigated see back of this application

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

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

II. 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 _____

VIR

8. Estimated cost of work:

(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, pump'g plant, etc.)

Consists of a series of small dikes or dams, with a storage dam and 3186' of ditches.

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 completed.....years.

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

12. Choice of newspaper for publication of notice of intention to appropriate.....
Not applicable

STATE OF SOUTH DAKOTA

County of Hughes

ES.

I, Carl Kannolt, 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

Carl Kannolt

Subscribed and sworn to before me this 2nd day

of

May

1902

Notary Public (or other qualified officer.)

*Each diversion must have a headgate or measuring device.

Remarks by State Water Resources Commission:

"vested right claimed"

STATE OF SOUTH DAKOTA
County of HUGHES } st.

Pierre, South Dakota, MAY 8, 1962

This is to certify that the foregoing application was received by the Commission at 10:00 o'clock
a.m. upon the 2nd day of MAY, 1962.

State Water Resources Commission

By:

[Signature]
Chief Engineer, Executive Officer

Number of permit 762-2

Date of first receipt of application MAY 2, 1962

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

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right 1935, 19____

Approved MAY 8, 1962, Recorded in Book 7 Page 85

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~~ _____, 19____

2nd. The whole of said work is ~~to be~~ completed ~~on or before~~ _____, 19____

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

COMPLETED, 19____

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 .90 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 was

and beneficially applied for irrigation on or before June 30, 1955; said water to be used during the following described annual period:

whenever available

Witness my hand this 8th day of MAY, 1962.

State Water Resources Commission

By:

[Signature]
Chief Engineer, Executive Officer

Certificate of Construction Issued May 8, 1962.

Water License issued May 8, 1962.

Remarks by the Applicant:

Sec. 9, T12S, R6E

SW $\frac{1}{4}$	NW $\frac{1}{4}$	4 acres
SE $\frac{1}{4}$	NW $\frac{1}{4}$	12 "
NW $\frac{1}{4}$	SW $\frac{1}{4}$	33 "
NE $\frac{1}{4}$	SW $\frac{1}{4}$	15 "
		64 "

STATE OF SOUTH DAKOTA

WATER LICENSE No. 762-2.....

WHEREAS, On the 2nd day of May A. D. 1962

Carl Kennolt

of Oelrichs County of Fall River and State of
South Dakota duly made application (No. 762-2) to us for a vested right
.90
cubic feet per second of the waters of Horsehead Creek
County of Fall River, State of South Dakota, for irrigation
purposes; and

WHEREAS, On the 8th day of May A. D. 1962
Vested Right recognizing
Permit No. 762-2 was issued to said applicant... for the diversion of said water, and providing for the
completion of the works of diversion therein described ~~XXXXXX~~ ~~XXXXXX~~
~~XXXXXX~~ and ~~XXXXXX~~ application to beneficial use of said
water on ~~XXXXXX~~ ~~XXXXXX~~
and,

WHEREAS, On the 2nd day of May A. D. 1962
the holder... of said permit duly made proof of the completion of adequate works for the diversion of .90
cubic feet per second of said waters, as evidenced by our Certificate No. 762-2
dated May 8, 1962 confirming the completion of works of sufficient capacity for
diverting and conveying to the place of intended use .90 cubic feet per second of water, with date of
priority of 1935 ~~1954~~ and,

WHEREAS, On the 2nd day of May A. D. 1962
proof was duly made of the application to beneficial use of .90 cubic feet per second of said water;
on a portion of the S $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 9, T12 S, R6 E

NOV, 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 Carl Kannolt

of Calricha the holder and owner of vested right of said permit No. 762-2

a water right, dating from 1935 to the use of .90

cubic feet per second of the waters of Horsehead Creek

In the County of Fall River and State of South Dakota, or so much thereof as may be

necessray for the purposes hereinbelow mentioned, to be diverted ~~xx~~ between a point N40° E 600', and

a point S45° E 1850' from the W1/4 corner, Section 9, T12S, R6E

and conducted to and upon portions of the N1/4 SW1/4 and S1/4 NW1/4, Section 9, T12S, R6E

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 8th day of May A. D. Nineteen
Hundred and sixty-two

State Water Resources Commission

By:

Chief Engineer, Executive Officer
J. N. GRIMES

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 Copy: _____ of _____ Page _____

Permit No. 762-2Water Division No. 2 So. Cheyenne River Water District

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That Carl Kammolt
 of Oilrichs, County of Fall River, and State of South Dakota,
 the holder of Permit No. 762-2, issued upon Application
 No. 762-2, bearing date of priority of 1935, authorizing the diversion of
.90 cu. ft. per second of the waters of Horsehead Creek
 County of Fall River, State of South Dakota, ~~at~~ between a point N 40°
E 600', and a point S 45° E 1850' from the W¹ corner, Section 9, T12S, R6E
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 ~~shown~~ recognized as satisfactory
~~for~~ for diverting and conveying to the place of intended use .90 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 Section 9, T12S, R6E:

<u>SW¹ NW¹</u>	<u>4 acres</u>
<u>SE¹ NW¹</u>	<u>12 acres</u>
<u>NW¹ SW¹</u>	<u>33 acres</u>
<u>NE¹ SW¹</u>	<u>15 acres</u>
	<u>64 acres</u>

Witness my hand this 8th day of May A. D. 1962

State Water Resources Commission

By:

Chief Engineer, Executive Officer
J. W. GRIMES

Location No. _____

Water Division No. _____ Water District _____

Proof of Application of Water to Beneficial Use**PETITION OF HOLDER**

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

Ans. CARL KAHNOLT, Rancher, Oelrichs, S. Dak.

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

Ans. Not applicable

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

Ans. Recordings made in 1949, however system was constructed in 1935. 8-10-2 - 10-11-49

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

Ans. Horsehead Creek, between a point N40° E 600' and a point S 45° 1850' from the W¹ corner, Sec. 9, T12S, R5E

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

Ans. Consists of a series of small dams, and 3186' of ditches for water spreading.System completed in 1935

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

Ans. Irrigation of hay meadows as shown on application and sketch map accompanying the application.

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

Ans. Stockwatering

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

Ans. 1.0

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

Ans. Purchase

**SOUTH DAKOTA Department of
Water & Natural Resources**

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

September 21, 1988

NOTICE

Carl Kannolt
Blanie Hotel, Apt 207
Chadron NE 69337

Dear Mr. Kannolt:

I am writing to notify you that pursuant to the Notice of Intent to Validate Vested Water Right Claims dated June 20, 1988 that I intend to oppose validation of your water right claim No(s). (762-2) 763-2, 801-2 until a field inspection has been completed. The claim has either never been inspected or an inspection was conducted so long ago that a new inspection is needed. An inspection is needed to determine the current state of your vested water right claim.

A staff member from the Division of Water Rights will be contacting you and scheduling an inspection of your water project. If we can answer any questions, please contact us.

Very truly yours,

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



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

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

December 1, 1988

Vested Water Right
Claim No. 762-2,
763-2, 801-2

Carl Kannolt
Blanie Hotel
Apt 207
Chadron NE 69337

Dear Mr. Kannolt:

Enclosed is a copy of a letter received from the U.S. Department of Interior, Bureau of Reclamation. The Bureau of Reclamation is opposing those vested water right claims in Pennington, Perkins, Butte and Fall River counties which have never been investigated by the Division of Water Rights. Earlier, you received a letter stating that I was opposing your claim until an investigation can be completed.

After the investigation has been completed, you and the Bureau of Reclamation will be notified as to the date, place and time of the hearing on your vested water right claim. At that time all parties of record will have an opportunity to testify on the validation.

If we can answer any questions, please contact us.

Very truly yours,

John Hatch

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

cc: Bruce Laymon, Bureau of Reclamation



South Dakota
Department of
Water & Natural Resources

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

March 23, 1990

801-2
762-2

NOTICE

TO: Carl Karholt
% Melvin Schumacker
Box 125
Oelrichs, SD 57763

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

SUBJECT: Low Water Levels in Angostura Reservoir

The water level in Angostura Reservoir on March 6, 1990 was at 3171.1 feet above mean sea level (msl). This is approximately 16 feet below the full elevation of 3187.2 msl. The present estimates are that the Angostura Irrigation District will be able to deliver less than 50% of full service water to project lands during the 1990 irrigation season. We are contacting you to advise you of the actions we have taken due to the low water situation in Angostura Reservoir. Junior Water Right owners above Angostura have been ordered not to use water until Angostura fills.

Since your Water Right Nos. 762-2 and 801-2 have priority dates that are senior to the April 11, 1941 priority for Angostura Irrigation Water Right No. 579-2, your permits are not directly affected by the Junior Priority Order. However, I am requesting that all Senior Water Right holders comply with any qualifications and limitations as stated on their water right. With the existing low runoff conditions, we expect to monitor all water rights above Angostura Reservoir.

I want to thank all Water Right Holders above Angostura for the cooperation that we have received up to this time. If you have any questions, please contact Del Brosz (605 773-3352).

762-2

Water Rights Division -DENR
Conversation or File Documentation

File No. 762-2
763-2
801-2

NAME OF PERSON OR FILE: Carl Knabolt

ADDRESS: Delridge, SD

COUNTY: Fall River

DATE: 6/7/91

TELEPHONE:

RE: Vested Right Claim Inspection

COMMENTS: On June 4, 1991, accompanied by Mr. Martin Miller (338-2201), on a four wheeler ATV inspected land claimed under Vested Right Claim Nos. 762-2, 763-2, and 801-2. The plugs, diversion ditches and other structures for irrigation seemed to be in a good condition. Most of the area was covered with water. The land seemed to be the same as plotted on the maps submitted with the original applications.

RECOMMEND: Recommend validation of Vested Right Claim Nos. 762-2, 763-2, and 801-2.

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

M. RASOOL AHADI

M. RASOOL AHADI
Natural Resources Engineer III
DENR, Water Rights Division

762-2

SOUTH DAKOTA

VESTED WATER RIGHT NO. 762-2 FOR IRRIGATION

Date of Receipt of Claim May 2, 1962.

Date of Validation May 6, 1992.

The Water Management Board validated Vested Water Right Claim No. 762-2 for irrigation purposes for Carl Kannolt, Blaine Hotel, Apt 209, Chadron NE 69539 with the following limitations, conditions and qualifications:

1. Vested Water Right No. 762-2 appropriates 0.9 cubic feet of water per second from Horsehead Creek located between the SW 1/4 NW 1/4 to the NW 1/4 SW 1/4 Section 9 to irrigate 64 acres located N 1/2 SW 1/4 and the S 1/2 NW 1/4 Section 9; all in T12S-R6E.
2. The appropriation may not exceed the amount of water needed for beneficial use for irrigation. The appropriation may not exceed 3 acre feet per irrigated acre per year. Water is to be used during the following annual period: January 1 - December 31.
3. The priority date of the Vested Water Right is January 1, 1935.
4. The water use system has been constructed and water has been applied to beneficial use.
5. Water rights obtained in compliance with the laws of the State of South Dakota may not be unlawfully impaired by this appropriation.

WATER MANAGEMENT BOARD

By: _____

John H. Smith
Chief Engineer

JUL 1 1992

date

Division of Water Rights
Dept. of Environment and Natural Resources



762-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3161

JUL 1 1992

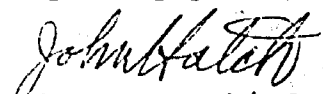
Carl Kannolt
Blaine Hotel
Apt 209
Chadron NE 69539

Dear Mr. Kannolt:

The Water Management Board has validated the enclosed Vested Water Right Nos. 762-2, 763-2 and 801-2. These validations give legal status to the claims and are the final document for your vested rights.

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

Very truly yours,


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

enclosures

Water Rights Division - DWIR
Conversation or File Documentation

File No. 762-2
763-2
801-2

NAME OF PERSON OR FILE: NEVILL & MARINE SCHUMACHER
CHADRON, NE
ADDRESS: HC 75 Box 135A 69357 COUNTY FALL RIVER
DATE: 3/11/93 TELEPHONE 308-432-4117

RE COMPENSATION of LAND PREVIOUSLY OWNED by CARL KANNOLT

COMMENTS:

I CALLED MARINE SCHUMACHER, DAUGHTER OF CARL KANNOLT
ABOUT HER WATER RIGHTS. SHE SAID THEY OWN THE LAND NOW.
I TOLD HER WE WOULD SEND TRANSFER FORMS. I ALSO
TOLD HER WE WOULD BE SENDING SHUTOFF ORDERS FOR ONE OF
THE WATER RIGHTS.

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

NAME: Michael

4/82



762-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

March 11, 1993

762-2

763-2

801-2

Melvin & Maxine Schumacher
HC 75 Box 135A
Chadron, NE 69337

Dear Mr. & Mrs. Schumacher:

Enclosed are three partially completed "Notice of Transfer" forms for use in filing ownership changes on Vested Water Right Nos. 762-2, 763-2 and 801-2. These are currently listed in the name of Carl Kannolt.

Please review the forms and complete where necessary. The forms will need to be signed in the presence of a notary public. Upon completion, return the forms to our office with a required filing fee of \$2.50 each (total of \$7.50).

The vested right claims were validated by the Water Management Board on May 6, 1992. I have enclosed your copy of Vested Right Nos. 762-2, 763-2 and 801-2. We attempted to mail them in July, 1992, however they were returned to us by the post office.

If you have any questions concerning completion of the transfer forms or with regard to the vested rights enclosed, please contact me at (605) 773-3352.

Sincerely,

Genny McMath

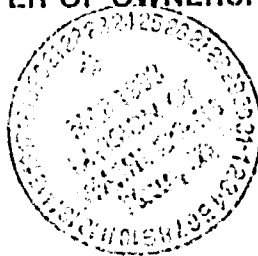
Genny McMath
Natural Resources Analyst
(605) 773-3352

enclosures

762-2

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 762-2

Date: 3/17/93

I/We request that Vested Water Right No. 762-2

formerly owned by: Carl Kannoll

be transferred to: (name & address) William & Martina Schumacher

416 S. 11th St. Pierre, SD 57501 (Telephone No) 318-432-4117

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

64 acres: N 1/2 SW 1/4 and the S 1/2 NW 1/4 Section 9, all in T12S, R6E

I/We understand that the validity of Vested Water Right No. 762-2 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file at the Division of Water Rights, as evidence of the change of ownership.

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

STATE OF SOUTH DAKOTA)

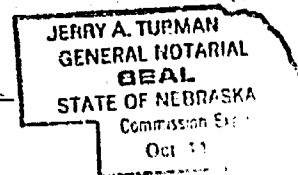
County of _____)

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

William Schumacher
Martina Schumacher
(Signed)

Subscribed and sworn to before me this _____ day of March, 1993.

Jerry A. Turman
(Notary Public)



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

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

RECEIPT

Division of Water Rights

South Dakota Department of Environment and Natural Resources

762-2
413691

Pierre, _____ March 22, 19 93

RECEIVED OF Mr. & Mrs. Glen Fisher, 130 75 Box 135A, Chadron, NE 69337

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

Fee for Application for Permit No. _____ to Appropriate Water, to construct
and to put water to beneficial use _____

Fee for Application for Permit No. _____ to Appropriate Water, for Future
Use _____

Fee to retain Future Use Permit No. _____ after period of seven years, _____

Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water
License No. _____

Fee for Filing Transfer Form Mr. & Mrs. Fisher, Field No. 762-2 _____

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By John Watch
Chief Engineer



762-2

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

March 23, 1993

No. 762-2
763-2
801-2

Melvin and Maxine Schumacher
HC 75, Box 135A
Chadron, NE 69337

Dear Mr. and Ms. Schumacher:

Enclosed are receipts in the amount of \$2.50 each which you paid for the transfer of Water Right Nos. 762-2, 763-2 and 801-2.

Our records now show you as the owner of Water Right nos. 762-2, 763-2 and 801-2.

Sincerely,

Cheryl F. Frost

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

enclosure



100-100000
100-100000

WTR 4.10
BF-430

United States Department of the Interior

BUREAU OF RECLAMATION
Great Plains Region
Belle Fourche Projects Office
P.O. Box 225
Newell, South Dakota 57760-0225

AUG 18 1993



Mr. John Hatch, Chief Engineer
Water Rights Division
South Dakota Department of Water and Natural Resources
523 E. Capitol
Pierre SD 57501-3191

Subject: Vested Water Right Claims in Western South Dakota (Your Letter
Dated April 20, 1993) (Water Rights)

Dear Mr. Hatch,

We have reviewed the vested water right claims located in Perkins, Pennington, Fall River, and Butte Counties as listed in your letter dated April 20, 1993. We have also discussed these rights with contract water users. We appreciate the assistance of your staff in providing documentation of inspections and validation proceedings for specific claims as we requested.

We are satisfied with all of the actions taken by the board. Our intent in opposing validation of the water rights was to assure that all of the rights were reviewed prior to validation. That review has been completed by your staff. Thank you for notifying us of the board's actions and extending the opportunity to reconsider the actions if it would have been deemed necessary. We understand that future notification will be made in advance of board actions.

If we can be of further assistance, please contact Craig Kjar or me at (605) 456-2695.

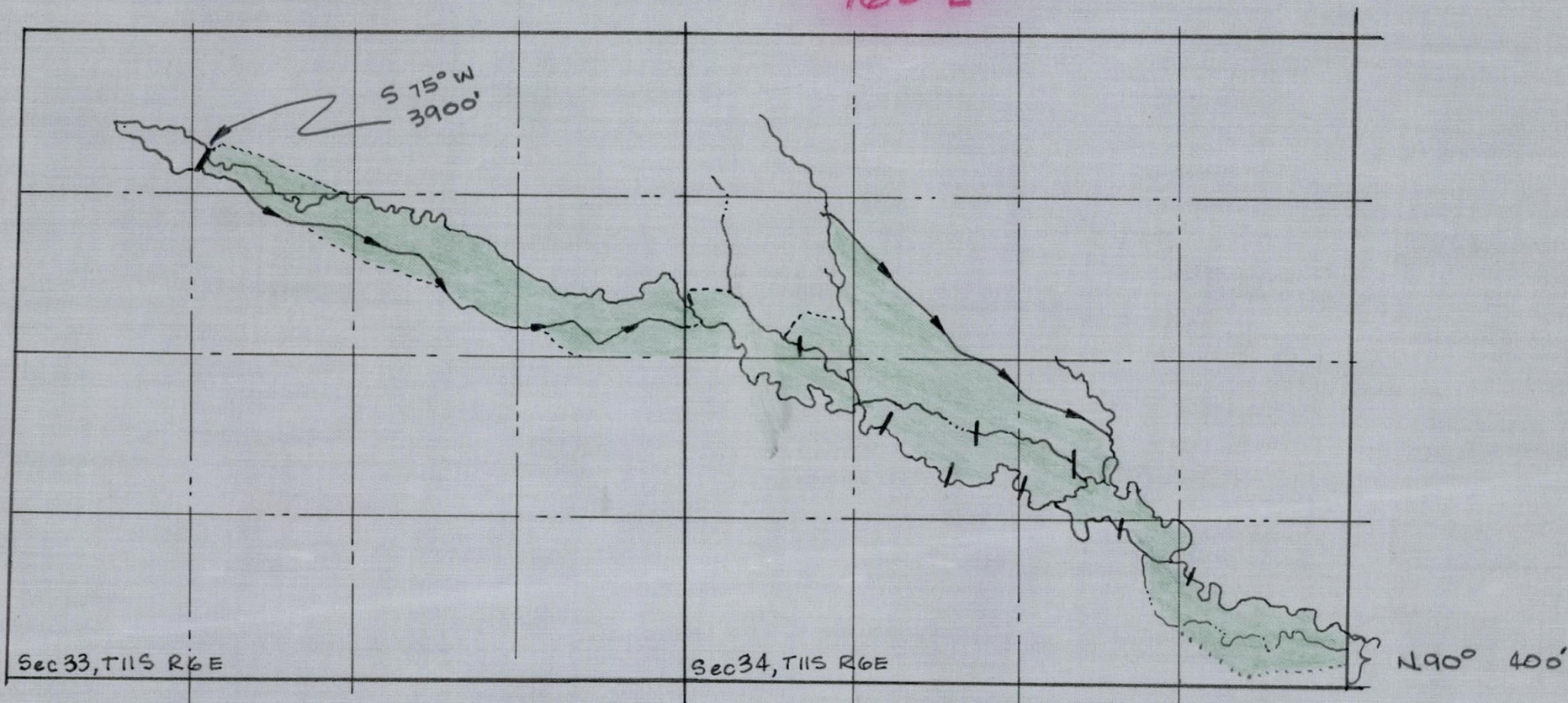
Sincerely,

Bruce M. Laymon
Bruce M. Laymon
Project Manager

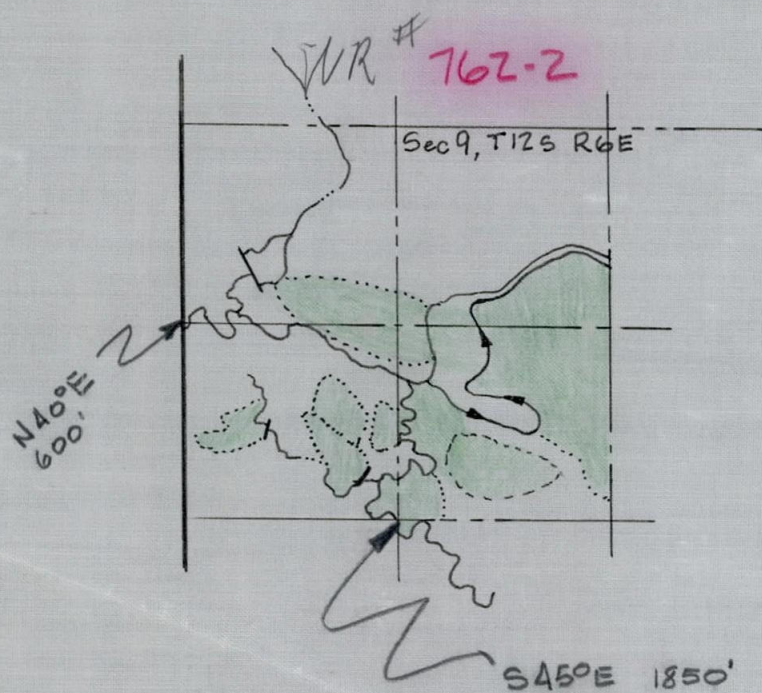
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Carl. Kannolt



(WR # 762-2)