

No. *A.S. 13-2*

**Office of State Engineer
DOCUMENT FILE**

*U.S. Dept. of Interior
American River Cr. &
Shannon County
Location - Sec 3, T38N, R41W*

CERTIFICATE OF WITHDRAWAL
OF
PUBLIC WATERS

SHANNON COUNTY

AMERICAN HORSE CREEK

The United States Department of the Interior, Bureau of Indian Affairs, Pine Ridge Indian Agency, having made application for the withdrawal of certain heretofore unappropriated public waters of the State of South Dakota, and having complied with the requirements of the statute of the State of South Dakota providing for such withdrawal, such statute and authority being contained in and described as Vol. 2, Chapter 2, Article 1, Paragraph 2243 of the Revised Code of 1919, now therefore:

This is to certify that there is hereby reserved, of the heretofore unappropriated waters of American Horse Creek, the amount of one and one-half ($1\frac{1}{2}$) cubic feet per second of said waters; the point of diversion to be on the Left bank of the said stream at N 64° E and 220 feet from the NE Corner SW 1/4 of Sec. 3, T.38N, R.41W, which water is to be used for the irrigation of certain lands in parts of NW 1/4 NW 1/4 Sec. 3, and NE 1/4 NE 1/4 of Sec. 4, T.38N, R.41W of the 6th P.M. and the above said waters are hereby withdrawn from future appropriation during the continuance of the right herein granted and contained.

This certificate and withdrawal shall in no manner prejudice, alter, amend or effect the rights of any prior appropriator or prior appropriation of water, nor of any application for appropriation pending upon the date of this certificate, but the rights and privileges of any and all such prior appropriators or applicants for appropriation of water shall remain inviolate and intact, the same as if the within withdrawal had not been made.

This certificate shall be and is subject to cancellation in accordance with the provisions of the statute hereinbefore referred to and under the authority of which this certificate is issued.

In accordance with the provisions of the statute hereinbefore referred to, this Certificate is executed at the State Capitol at Pierre, South Dakota, on this 24th day of April, 1935.

STATE ENGINEER.