

No. *U.S. 40-2*

Office of State Engineer
DOCUMENT FILE

*U.S. Dept. of Indian Affairs
T.P.A. Reclamation on the
Horse Creek
Shannon County
Location:- Sec. 36, T38N, R44W*

1

40-2

CERTIFICATE OF WITHDRAWAL

OF

PUBLIC WATERS.

SEABRON COUNTY

WPA RESERVOIR ON
WHITE HORSE CREEK

The United States Department of the Interior, Bureau of Indian Affairs, Pine Ridge Indian Reservation, 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 WPA Reservoir on White Horse Creek, the annual amount of 38 acre-feet of water to be diverted at a maximum rate of 2.2 cubic feet per second of water; the point of diversion to be on the left bank a distance of 449 feet S 48 degrees W from the Center stake, Section 36, Township 38 North, Range 44 West, which water is to be used for the irrigation of certain lands in Parts of the North $\frac{1}{2}$ of Section 36, Township 38 North, Range 44 West, and the above said water is hereby withdrawn from future appropriation during the continuance of the right herein granted and contained.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 up to 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, this 12th day of January, 1938.

DEAN W. LOUGES
State Engineer.

CORRESPONDENCE AND EXHIBIT "A" CAN BE
FOUND IN FILE NO. 39.

SCHEDULE COVERING FILES NO. 40-41-42-43-44
45-46-47-48.

MAPS FOR SAME CAN BE FOUND IN DRAWER
MARKED "MAPS IN CONNECTION WITH
WITHDRAWALS", EACH MAP CARRYING
THE SAME NUMBER AS THE FILE PER-
TAINING TO IT.