

No. *US 48-2*

Office of State Engineer
DOCUMENT FILE

U.S. Dept of Interior
Check Dam on Blackpipe
Creek -
Bennett County
Location: - Sec 9, T39N, R32W

CERTIFICATE OF WITHDRAWAL

OF

PUBLIC WATERS

DEUEL COUNTY

CHECK DAM ON BLACKPIPE 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 8243 of the Revised Code of 1919, now therefore:

This is to certify that there is hereby reserved, of the heretofore unappropriated waters of Check Dam on Black pipe Creek, the annual amount of 75 acre-foot of water to be diverted at a maximum rate of 5 cubic feet per second of water; the point of diversion to be on both banks a distance of 330 feet N 30 degrees E from the SW Corner stake of NW $\frac{1}{4}$ of Section 9, Township 39 North, Range 33 West, which water is to be used for the irrigation of certain lands in Parts of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 9, and the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 9, Township 39 North, Range 33 West, and the above said water is hereby withdrawn from future appropriation during the continuance of the right herein granted and contained.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 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 heretofore referred to and under the authority of which this certificate is issued.

In accordance with the provisions of the statute heretofore referred to, this certificate is executed at the State Capitol at Pierre, South Dakota, this 12th day of January, 1938.

DEAN W. LOUGH
State Engineer.

LETTER OF ABANDONMENT FOUND IN FIL

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