

# JR Barnes Consulting, LLC

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June 23, 2019

Mr. Cory Clark  
Clark & Associates Land Brokers  
PO Box 47  
Lusk, WY 82225

Re: Water Rights Search: Black Thunder Creek Ranch (See attached legal description)

Dear Mr. Clark,

A search of the State Engineer's Office e-permit system was conducted and the records were checked against the original records in the State Engineer's Office for the attached land description. The following are the water rights were found in the records for the attached land description:

## **SURFACE WATER**

### **Permit No. 10537D**

Marguerite Lateral & Ditch, Priority Date: March 2, 1911. Certificate Record No. 41, Page 509, Order Record No. 5, Page 698, Proof No. 16617. Source: Marguerite Reservoir (Permit No. 2096R) and Dry Gulch, trib Black Thunder Creek, trib South Fork Cheyenne River. This is secondary supply and original supply irrigation for the following lands:

#### T42N, R66W

Section 8	SWSE	5.50 acres
Section 17	NWNE	15.80 acres
	SWNE	34.50 acres
	SENE	4.30 acres

NENW	9.45 acres	
SEnw	8.87 acres	
NESE	6.30 acres	
<u>NWSE</u>	<u>12.13 acres</u>	
TOTAL	96.85 acres	(1.38 cfs plus 50.7 ac-ft)

**Permit No. 14085D**

Irma Ditch, Priority Date: May 8, 1916. Certificate Record No. 41, Page 510, Order Record No. 5, Page 698, Proof No. 16618. Source: Turner Creek, trib Black Thunder Creek, trib South Fork Cheyenne River. This is original supply irrigation for the following lands:

T42N, R66W

Section 17	SEnw	2.00 acres	
	NESW	17.00 acres	
	<u>NWSE</u>	<u>6.00 acres</u>	
	TOTAL	25.00 acres	(0.36 cfs)

**Permit No. 14086D**

Thunder Ditch, Priority Date: May 8, 1916. Certificate Record No. 41, Page 511, Order Record No. 5, Page 698, Proof No. 16619. Source: Black Thunder Creek, trib South Fork Cheyenne River. This is supplemental supply irrigation (See Permit No. 3600E) for the following lands:

T42N, R66W

Section 17	SENE	0.50 acres	
	NESW	1.00 acres	
	SESW	5.00 acres	

NESE	18.00 acres
NWSE	11.00 acres
SWSE	17.00 acres
<u>SESE</u>	<u>15.00 acres</u>
TOTAL	67.50 acres

**Permit No. 14087D**

Marguerite Ditch, Priority Date: May 8, 1916. Certificate Record No. 41, Page 513, Order Record No. 5, Page 698, Proof No. 16621. Source: Dry Gulch, trib Black Thunder Creek, trib South Fork Cheyenne River. This is supplemental supply irrigation (see Permit No. 10537) for the following lands:

T42N, R66W

Section 17	NENW	9.45 acres
	SENE	8.87 acres
	NESE	6.30 acres
	<u>NWSE</u>	<u>12.13 acres</u>
	TOTAL	36.75 acres

Certificate Record No. 41, Page 514, Order Record No. 5, Page 698, Proof No. 16622. This is for supplemental supply for lands under Permit No. 10537.

T42N, R66W

Section 8	SWSE	5.50 acres
Section 17	NWNE	15.80 acres
	SWNE	34.50 acres
	<u>SENE</u>	<u>4.30 acres</u>
	TOTAL	60.1 acres

**Permit No. 14507D EXPIRED**

North Ditch, Priority Date: November 28, 1916. Source: Horse Creek, trib Black Thunder Creek, trib South Fork Cheyenne River. This permit is for original supply irrigation for 125 acres in Sections 7, T42N, R66W. This permit expired in 1922. If water has been continuously used since 1922, this permit may be reinstated. Otherwise, cancellation of the permit should be pursued.

**Permit No. 14509D**

Plummer Ditch, Priority Date: November 28, 1916. Certificate Record No. 42, Page 272, Order Record No. 6, Page 41, Proof No. 17111. Source: Horse Creek, trib Black Thunder Creek, trib South Fork Cheyenne River. This is original supply irrigation for the following lands:

T42N, R66W

Section 7	NESE	25.00 acres	
	<u>SESE</u>	<u>35.00 acres</u>	
	TOTAL	60.00 acres	(0.86 cfs)

Certificate Record No. 42, Page 273, Order Record No. 6, Page 41. Proof No. 17112. This is for original supply irrigation for the following lands:

T42N, R66W

Section 7	NWSE	4.00 acres	
	SWSE	12.00 acres	
Section 18	NENE	14.00 acres	
	<u>NWNE</u>	<u>5.00 acres</u>	
	TOTAL	35.00 acres	(0.50 cfs)

**Permit No. 17272D EXPIRED**

Coy Irrigation Canal, Priority Date: June 16, 1927. Source: Dry Draw, trib Black Thunder Creek, trib South Fork Cheyenne River. This permit is for original supply irrigation for 43.65 acres in Sections 24 & 25, T43N, R67W. This permit expired in 1930. If water has been continuously used since 1930, this permit may be reinstated. Otherwise, cancellation of the permit should be pursued.

**Permit No. 18363D**

Field Ditch, Priority Date: February 26, 1934. Certificate Record No. 52, Page 192, Order Record No. 9, Page 318, Proof No. 21464. Source: Black Thunder Creek, trib South Fork Cheyenne River. This is original supply irrigation for the following lands:

T42N, R67W

Section 1	NWSW	5.00 acres	
	SWSW	11.00 acres	
	SESW	8.00 acres	
Section 2	SENE	3.00 acres	
	NESE	19.00 acres	
Section 12	<u>NENW</u>	<u>13.00 acres</u>	
	TOTAL	59.00 acres	(0.84 cfs)

**Permit No. 18435D**

Douglas Ditch, Priority Date: September 11, 1933. Certificate Record No. 52, Page 191, Order Record No. 9, Page 518, Proof No. 21463. Source: Black Thunder Creek, trib South Fork Cheyenne River. This is original supply irrigation for the following lands:

T42N, R66W

Section 17	<u>SENE</u>	<u>3.55 acres</u>	
	TOTAL	3.55 acres	(0.05 cfs)

And supplemental supply irrigation (see Permit Nos. 10537D, 3600E, 14087D) for the following lands:

T42N, R66W

Section 17	SWNE	20.40 acres	
	SENE	7.30 acres	
	NESE	6.30 acres	
	<u>NWSE</u>	<u>2.16 acres</u>	
	TOTAL	36.16 acres	

**Permit No. 3600E**

Enl. Marguerite Ditch, Priority Date: May 8, 1916. Certificate Record No. 41, Page 512, Order Record No. 5, Page 698, Proof No. 16620. Source: Dry Gulch, trib Black Thunder Creek, trib South Fork Cheyenne River. This is Original supply irrigation for the following lands:

T42N, R66W

Section 17	SENE	3.00 acres	
	NESW	1.00 acres	
	NESE	18.00 acres	
	NWSE	11.00 acres	
	SWSE	17.00 acres	
	<u>SESE</u>	<u>15.00 acres</u>	
	TOTAL	70.00 acres	(1.00 cfs)

**Permit No. 3455S**

Poddy Stock Reservoir, Priority Date: Apr 26, 1961. Certificate Record No. R-3, Page 83, Order Record No. 15, Page 232, Proof No. 27120. Source: Poddie Draw, trib Black Thunder Creek, trib South Fork Cheyenne River. This permit is for stock watering in the amount of 9.59 acre-feet at the following location:

T40N, R67W

Section 25                      SESW

**Permit No. 2096R**

Marguerite Reservoir, Priority Date: Mar 2, 1911. Certificate Record No. 41, Page 508, Order Record No. 5, Page 698, Proof No. 16616. Source: Dry Gulch, trib Black Thunder Creek, trib South Fork Cheyenne River. This permit is for secondary supply watering in the amount of 50.7 ac-ft acre-feet:

See Permit No. 10537 for lands to be irrigated.

**Permit No. 3384R**

Plummer Reservoir, Priority Date: Nov 28, 1916. Certificate Record No. 42, Page 271, Order Record No. 6, Page 41, Proof No. 17110. Source: Horse Creek, trib Black Thunder Creek, trib South Fork Cheyenne River. This permit is for stock and domestic use in the amount of 20.00 acre-feet at the following location:

T40N, R66W

Section 7                    NWSE

**Permit No. 6424R**

Field Reservoir, Priority Date: May 9, 1957. Certificate Record No. R-2, Page 454, Order Record No. 15, Page 91, Proof No. 26838. Source: Field Draw, trib Black Thunder Creek, trib South Fork Cheyenne River. This permit is for stock use in the amount of 61.20 acre-feet at the following location:

T43N, R67W

Section 25                E½SE

**Permit No. 6913R**

Field #F.S. 9-207-4 Reservoir, Priority Date: May 6, 1966. Certificate Record No. R-9, Page 346, Order Record No. 28, Page 431, Proof No. 33295. Source: Burney Draw, trib Horse Creek, trib Black Thunder Creek, trib South Fork Cheyenne River. This permit is for stock use in the amount of 21.52 acre-feet at the following location:

T42N, R67W

Section 23                SENW

## **GROUNDWATER**

**Permit No. UW 8993**

Field # T.B. 124 Well, Priority Date: Jul 11, 1967. Source: Groundwater. This permit is for stock use at 4 gallons per minute (gpm) at the following location:

T43N, R66W

Section 33                SENE

**Permit No. UW 67537**

Field # T.B. 131 Well, Priority Date: Jun 7, 1984. Source: Groundwater. This permit is for stock use at 4 gallons per minute (gpm) at the following location:

T43N, R66W

Section 19 NWSE

**Permit No. UW 67540**

Field # T.B. 145 Well, Priority Date: Jun 7, 1984. Source: Groundwater. This permit is for stock use at 4 gallons per minute (gpm) at the following location:

T42N, R67W

Section 26 SWSW

**Permit No. UW 67541**

Field # T.B. 162 Well, Priority Date: Jun 7, 1984. Source: Groundwater. This permit is for stock use at 4 gallons per minute (gpm) at the following location:

T42N, R66W

Section 4 NWSW

**Permit No. UW 158993**

Spur #1 Well, Priority Date: May 17, 2004. Source: Groundwater. This permit is for miscellaneous (5 stock tanks) use at 20 gallons per minute (gpm) and 6 ac-ft annually at the following location:

T42N, R67W

Section 1 NESE

T43N, R67W

Section 36 SENW

T42N, R66W

Section 5 NWNW (Lot 4)  
SWNW  
SENW



**Permit No. UW 160785**

Bull #1 Well, Priority Date: May 17, 2004. Source: Groundwater. This permit is for miscellaneous (3 stock tanks) use at 8 gallons per minute (gpm) and 4 ac-ft annually at the following location:

T42N, R66W

Section 18    NENE  
                  NWSW

Section 17    NWSW

**Permit No. UW 160786**

West Division #1 Well, Priority Date: May 17, 2004. Source: Groundwater. This permit is for stock use at 6 gallons per minute (gpm) and 250,000 gallons annually at the following location:

T42N, R67W

Section 15    NESE

**Permit No. UW 160787**

North Division #1 Well, Priority Date: May 17, 2004. Source: Groundwater. This permit is for stock use at 15 gallons per minute (gpm) and 400,000 gallons annually at the following location:

T42N, R67W

Section 11    SENW

**Permit No. UW 160788**

Douglas #1 Well, Priority Date: May 17, 2004. Source: Groundwater. This permit is for stock use at 15 gallons per minute (gpm) and 350,000 gallons annually at the following location:

T42N, R66W

Section 8    SENW  
                  NESW

**Permit No. UW 168090**

Field Well, Priority Date: May 31, 2005. Source: Groundwater. This permit is for stock use at 3 gallons per minute (gpm) and 325,000 gallons annually at the following location:

T42N, R67W

Section 24 SWNE (2 tanks)

**Permit No. UW 178377**

South State #1 Well, Priority Date: Feb 13, 2006. Source: Groundwater. This permit is for stock use at 6 gallons per minute (gpm) and 400,000 gallons annually at the following location:

T42N, R67W

Section 36 NESW

**Permit No. UW 178684**

Stroh TB-111 B Well, Priority Date: Nov 29, 2006. Source: Groundwater. This permit is for stock use at 6 gallons per minute (gpm) and 810,000 gallons annually at the following location:

T43N, R66W

Section 29 SENW (2 tanks)

**Permit No. UW 199334**

Spur 2 Well, Priority Date: Oct 27, 2012. Source: Groundwater. Certificate Record No. UW22, Page 51, Order Record No. 94, Page 235, Proof No. UW7231. This permit is for domestic & miscellaneous use at 15 gallons per minute (gpm) at the following location:

T42N, R67W

Section 1 NESE (2 houses & 1 tank)

T42N, R66W

Section 5 NWNW (1 tank)

SWNW (1 tank)

SENW (1 tank)

T43N, R67W

Section 36 SENW (1 tank)

**Permit No. UW 199693**

Spur 3 Well, Priority Date: Nov 28, 2012. Source: Groundwater. Certificate Record No. UW22, Page 53, Order Record No. 94, Page 325, Proof No. UW7233. This permit is for domestic & miscellaneous use at 15 gallons per minute (gpm) at the following location:

T42N, R67W

Section 1 NESE (2 houses & 1 tank)

T42N, R66W

Section 5 NWNW (1 tank)  
SWNW (1 tank)  
SENW (1 tank)

T43N, R67W

Section 36 SENW (1 tank)

**Permit No. UW 203752**

East Poddy Well, Priority Date: Apr 3, 2015. Source: Groundwater. This permit is for stock use at 6 gallons per minute (gpm) and 6 ac-ft annually at the following location:

T42N, R66W

Section 30 NWSW (Lot 3) (2 tanks)

**Permit No. UW 204225**

Enl Spur 2 Well, Priority Date: Jul 1, 2015. Source: Groundwater. Certificate Record No. UW22, Page 52, Order Record No. 94, Page 325, Proof No. UW7232. This permit is for miscellaneous use at 0 gallons per minute (gpm) at the following location:

T42N, R66W

Section 6 SENW (1 tank) To add an additional point of use.

**Permit No. UW 204226**

Enl Spur 3 Well, Priority Date: Jul 1, 2015. Source: Groundwater. Certificate Record No. UW22, Page 54, Order Record No. 94, Page 325, Proof No. UW7234. This permit is for miscellaneous use at 0 gallons per minute (gpm) at the following location:

T42N, R66W

Section 6 SENW (1 tank) To add an additional point of use.

These are records found in the State Engineer's Office and Board of Control records as of June 19, 2019, and may or may not reflect the actual situation on the ground. Failure to use water for five (5) consecutive years when water is available may constitute grounds for forfeiture of the water right.

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John R. Barnes, President  
J R Barnes Consulting, LLC