



WATER-RIGHT DOCKET

Devils Tower National Monument

Docket No: 4

DRISKILL STOCK WATERING USE.

Preliminary Docket Information

02-09-1956: water right record ; february 09, 1956

WATER RIGHT RECORD

Park: DETO

Docket Number:

Federal #4

IDENTIFICATION NO: DETO AF 04

DITCH/WATER SYSTEM: Driskill Stock Watering Use.

SOURCE OF SUPPLY:

LOCATION:

WATER RIGHT:

Appropriator: United States of America, National Park Service

Application/Permit Number:

Certificate Record Number:

Date of Priority:

Quantity of Water:

Purpose: Stock watering

Irrigated Land Description:

SUMMARY OF STATUS: This is a Federal water right consisting of a Reservation by the Grantor of a life time permit to use the existing water gap. Warranty Deed dated Feb. 9, 1956 for land conveyed to the United States of America from Wm. C. Driskill.

no H₂O Right involved —!!!

DOCKET INFORMATION SHEET

Docket Identity	DETO 11111 AF 14
Region	PIOCKY MOUNTAIN
Area	DEWILS TOWER NATIONAL MONUMENT
Site	DRISKILL STOCK WATERING USE
State	WYOMING
County	CROOK
Docket	DETO WATER RIGHT DOCKET 4
Location	
Acquired by	PURCHASE
Application	
Permit	
Certificate	
Priority	
Reservation	SEPTEMBER 24 1906
Status	ACTIVE FEDERAL
Source	
Use	
Quantity	
Hydrologic Unit	
Remarks	WARRANTY DEED DATED FEBRUARY 9 1956 FOR LAND CONVEYED TO THE U S FROM WM C DRISKILL

Land History

My commission expires on the 16th day of November, A. D. 19 58

UNITED STATES
DEPARTMENT OF THE INTERIOR
National Park Service

The within deed is accented on behalf of the United States as of May 4, 1956, under the authority contained in the Interior Department Appropriation Act, 1956 (Public Law 78th, 84th Cong.), and the act of August 9, 1955 (69 Stat. 575), and pursuant to authority delegated by Departmental Order No. 2640, dated June 11, 1951 (16 F. R. 5846).

Henry Langley
ACTING Assistant Director
National Park Service

WARRANTY DEED

TO

THE STATE OF WYOMING,
County of _____

This instrument was filed for record at _____
o'clock _____ M., on the _____ day of _____ 19____
and duly recorded in Book _____
on Page _____

County Clerk and Ex-Officio Registrar of Deeds

By _____
Deputy

No. _____ Fees, \$ _____

*Little Rock
Camp recorded
BK 26 pg. 352*

November 19, 1959

STATEMENT PERTAINING TO PERMISSIVE USE BY VENDOR

Reservation by William C. Driskill and Esther Mae Driskill, his wife, of a life time permit to use the existing water gap (a fenced lane approximately 50 feet wide, commencing at the southeast corner of the north $\frac{1}{2}$ of the northeast $\frac{1}{4}$ of Sec. 18, T 53 N, R 65, West of the 6th P.M., thence west along and on the north side of the south line of said north $\frac{1}{2}$ of the northeast $\frac{1}{4}$, a distance of 1,155 feet, more or less, to the Belle Fourche River) and subject further to a life time right in the grantor to drive cattle, by such route and in such manner as may be prescribed by the Superintendent of Devils Tower National Monument, to reach other pasture lands to which free access is precluded or restricted by this conveyance, as set forth in Warranty Deed, dated February 9, 1956, executed by William C. Driskill and Esther Mae Driskill, also known as Mae Driskill, husband and wife, to the U. S., filed for record February 10, 1956, and recorded in Book 26 of Photos. page 352.

Other Supporting Information

LSA-CHL

Cones

November 19, 1959

Memorandum

To: Regional Director, Region Two

From: Chief, Water Resources Section

Subject: Transmittal of Docket 4, Acquired Driskill Land, Devils Tower N.M.

Attached is your folder for the subject docket which has been divided into Part I Land Status, Part II-Water Right Status and Part III-Permissive Use.

The material transmitted to you by Mr. Berte's memorandum of September 23, should be filed in Part I. Copies of your determination as to whether or not the Driskills have recorded water rights should be distributed for inclusion in Part II. Also attached is a statement which should be filed in Part III, concerning the lifetime permissive use of the vendor by terms of the Warranty Deed.

We are of the opinion, since the Warranty Deed states that the Superintendent may prescribe the route the grantor is to use in driving cattle to reach other pasture lands to which free access is precluded or restricted by the conveyance, that a special use permit should be drawn up, if one has not been, to cover the land use. With regard to the grantor's rights appurtenant to stock watering, the special use permit should contain the statement that the U. S. reserves the rights to perfect title to all rights for water which may be developed or used in connection with this permit.

SIGNED

A. van V. Dunn
Chief, Water Resources Section

Attachment

Copy to: Superintendent, Devils Tower, w/identical attachment
Chief, WRC, w/identical attachment

NO COPY MADE IN MAIL ROOM

WESTERN OFFICE	
DESIGN & CONSTRUCTION	
NOV 20 1959 A.M.	
CHIEF	
ADMIN. ASST.	
PERSONNEL	
PLANT & PROG.	
SALES	
ARCHITECT	
ENGINEER	
LAND ARCHT.	90 11/19/59
1. <i>[Signature]</i>	
2. <i>[Signature]</i>	
3. <i>[Signature]</i>	
4. <i>[Signature]</i>	
5. <i>[Signature]</i>	
ACTION TAKEN-DATE	
<i>[Signature]</i>	

194-001

September 23, 1959

Memorandum

To: Regional Director, Region Two
From: Acting Chief, Water Resources Section
Subject: Acquired Driskill Land, Devils Tower National Monument

We are sending you a copy of the Warranty Deed dated February 9, 1956, the final opinion of the Attorney General dated May 4, 1956, and a copy of the memorandum to the Director from the Assistant Solicitor dated May 9, 1956. Similar copies are being sent to the Superintendent and WDRG.

We are temporarily filing our copies in our correspondence file. We think it desirable to set up an alien water right assembly including this material, if you determine that the Driskills have recorded water rights.

Victor A. Berte
Acting Chief, Water Resources Section

Attachment

Copy to: Superintendent, Devils Tower N.M., w/c attachment
Chief, WDRG (2), w/c attachment

WESTERN OFFICE	
DESIGN & CONSTRUCTION	
SEP 28 1959 A.M.	
CHIEF	
ADMIN. ASSIST.	
PERSONNEL	
PLANS & PROG.	
SAFETY	
ARCHITECT	
ENGINEER	10/2
LAND ARCH.	
RECORDS	
TRAINING	
WORK TAKEN - DATE	None

For MP
Record

Docket Information

Number of Documents in Docket 7
Documents Dated from 2/9/1956 to 11/19/1959
Docket Compiled: 6/15/2016