

Considered: _____

WATER PERMIT NO. 1332-1

MAP No. Same

Name of Applicant USDA - Forest Service

Post Office Address Box 390 Lemmon

Amount of Water Claimed 153 acre Feet Total Acres N.A.

Source of Water Supply Dry draw

Water to be used for Wildlife enhancement County Perkins

About _____ miles _____ of _____

PROOF OF PUBLICATION: Received let 7-10-85 Not Received _____

APPLICATION: Approved 7-10-85 Subject to _____

F.F. & C.L. Adopted _____ Not Approved _____ Deferred _____

PRIORITY _____ Date Received May 20, 1985 Fee \$225.00 Remarks _____

May 20, 1985

Corrected Application Received _____ Period of Annual Use Jan 1 to Dec. 31

WATER QUALITY APPROVAL RECEIVED N.A. APPROVED/CONDITIONAL (Circle one)

WI-1 Description same as Application YES _____ NO _____ REMARKS _____

Diversion Point NW4 NE4 sec. 23 T20N-R15E

Land to be Irrigated N.A.

	23				

Well Log: Driller _____ Licensed YES _____ NO _____

Depth of Well _____ REMARKS _____

Type of Map Plat PREPARED BY Curtis W. Glasoe Reviewed and the Number

assigned on May 21, 1985 By Kevin C. Larson

No. <u>1332-1</u>	Hydrologic Unit <u>10130302</u>
Map No. <u>Same</u>	Basin <u>Grand River</u>
Newspaper <u>Lemmon Leader</u>	<u>Box 180 (Wed)</u>

Application For Permit To Appropriate Water Within The State Of South Dakota

Check use of water: Industrial ☐ Commercial ☐ Municipal ☐ Other Common Distribution System ☐
 Rural Water System ☐ Suburban Housing ☐ Geothermal Heat ☐ Institutional ☐ Recreational ☐
 Domestic ☐ (above 18gpm) Other ☒

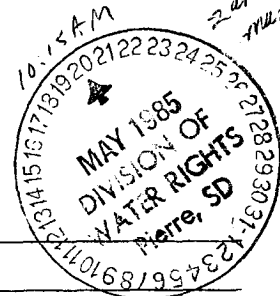
Type of Application: Check one or more of the following

New ☒ Vested Right ☐ Future Use ☐ Change Use ☐☐ Amend Permit No. _____ with old priority date retainedChange diversion point(s) ☐ Add diversion point(s) ☐ Other ☐ _____☐ Application to: Change diversion point(s) ☐ Add diversion point(s) ☐ on Permit No. _____☐ Construction to use water reserved by Future Use Permit No. _____1. Name of Applicant USDA, Forest Service Phone No. 374-3592Post Office Address Box 390, Lemmon State SD Zip Code 57638
(Street, RR or Box)2. Amount of water claimed (c.f.s) 153 Ac Ft.3. Source of water supply Dry Draw4. Location of point of diversion (See attached map.) NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23, T20N R15ECounty Perkins5. Counties where water will be used Perkins6. Annual period during which water is to be used Yearlong

7. Give a brief description of proposed project. When available include any preliminary engineering report or other reports or information that will help explain the project. (Attach sheet if more space is needed)

The dam being proposed will be designed and constructed by Ducks Unlimited.
 Its purpose will be to provide habitat for waterfowl as well as serve
 as a public fishery and provide water for livestock.

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (see instruction)

STATE OF SOUTH DAKOTA)
County of Perkins)^{ss}I, Tom Heintz, USDA, Forest Service the applicant, certify that I have read the foregoing application, have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.Signed Tom HeintzSubscribed and sworn to before me this 17th day of May 1985Spice Rustman
Notary Public (or other qualified officer)Tracy Comm. Exp. 06--27-88

WATER PERMIT

The Water Management Board hereby approves Water Permit Application No. 1332-1

USDA- Forest Service

(Applicant)

Box 390

Lemmon

(Post Office Address)

South Dakota

(State)

57638

(Zip Code)

With the following qualifications.

Low flows as needed for downstream domestic use livestock water, and prior water rights must be by passed.

Approval of this permit authorizes storage of 153 acre feet of water annually.

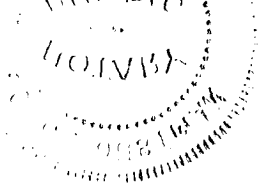
Date of first receipt of application May 20, 1985.

Date of return to applicant for correction, amendments or changes required —, 19—.

Date of receipt of corrected application —, 19—. Approved July 10, 1985.

The Water Management Board hereby approves this Water Permit No. 1332-1 authorizing the construction of the water use system and the placing of water to beneficial use as stated in the Application and as qualified in the Water Permit approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is May 20, 1985.
2. The equivalent of at least one-fifth of the specified work is to be completed on or before December 10, 1987.
3. The whole of said work is to be completed on or before July 10, 1990.
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is July 10, 1994.
5. The water appropriated shall be used for the purpose of Wildlife enhancement
6. The prior right of all persons who, by compliance with the laws of the State of South Dakota, have acquired a right to the use of water must not be unlawfully impaired by this appropriation.
7. The amount of the appropriation herein granted shall not exceed 153 acre feet annually ~~cubic feet per second~~; neither shall it exceed the capacity of the above described water supply system nor shall it exceed the amount of water needed for beneficial uses served and to which water is actually and beneficially applied for Wildlife Enhancement on or before July 10, 1994; said water to be used during the following described annual period: January 1 to December 31



WATER MANAGEMENT BOARD

By: John Hatch
Chief Engineer

Division of Water Rights
Dept. of Water and Natural Resources

AUG 9 1985

, 19—

Supplemental Information

(type or print in ink)

1. Well Information - Proposed construction

- a) Drill Hole Diameter _____ Depth _____
- b) Casing Type _____ Diameter _____ Thickness _____
- c) Screen Type _____ Diameter _____ Thickness _____
- d) Gravel Pack Thickness _____ Length of Gravel Pack _____
- e) Depth to Top of Water Bearing Material _____
- f) Depth of Water (ground surface to water level) _____
- g) Distance to nearest existing domestic well:
- On applicants property _____ On property owned by others _____

2. Dugout Information Estimates

- a) Surface Dimensions _____ Depth _____
- b) Depth to water (ground surface to water level) _____

3. Water Storage Dams

If the proposed water use system contains one or more storage dams, please furnish the information requested below. The locations of each dam should be shown on the map submitted with the application.

- a) If a private engineering firm or government agency was involved in the design of this dam please give their name and address

Ducks Unlimited
 6115 East Main Avenue
 Bismarck, ND 58501

- b) Freeboard 4.5'
- c) Crest Width 12'
- Crest Length 320'
- d) Height 24'

- e) Outlet Dimensions: 12" dia. drain down/shut off
 Pipe diameter 30"; Riser 48"

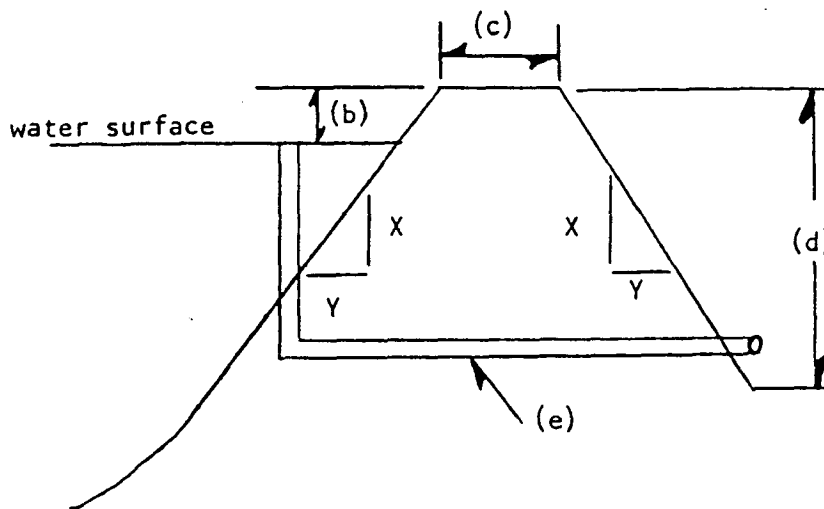
Spillway width 135'

- f) X & Y Slope 3:1
 Upstream 3:1
 Downstream 3:1

Surface Area of Impoundment 22.5

Storage 152.7 acre feet

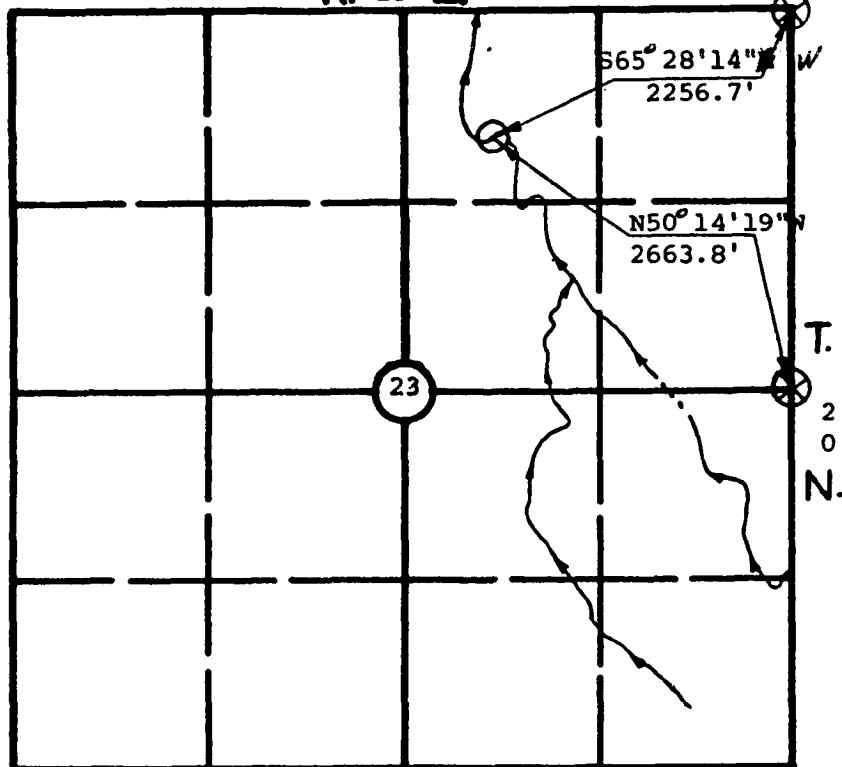
Drainage area above dam 896 Acres



Signature of Applicant _____

PASTURE 8 PROJECT
GRAND RIVER-CEDAR RIVER RANGER DISTRICT
CUSTER NATIONAL FOREST
BILLINGS, MONTANA

R. 15 E.



- PROPOSED SITE
- ⊙ BRASS CAP
- ⊗ STONE

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF PERKINS)

Scale: 1 inch=1320 feet

I, Curtis W. Glasoe of Dickinson, ND do hereby certify that this map was made from Information taken from field survey by me, (or, made under my direction by Steve Volesky for whose work I stand personally responsible), the 8 day of May, 1985, and that it correctly represents the recreation/wildlife habitat works described in the accompanying application, together with a meander of streams and shows accurately the location and area of the lands proposed to be developed in each subdivision.

Curtis W. Glasoe RLS #4120
Surveyor

Map to accompany

Approved: _____
State Engineer

Application No. 1332-1

REFERENCE **SLIP**

TO

State of S.D.

Hand mailed 5-31-85
3-14-85
3-5-85
Jenny

☐

ACTION

☐

NOTE AND RETURN

☐

APPROVAL

☐

PER PHONE CALL

☐

AS REQUESTED

☐

RECOMMENDATION

☐

FOR COMMENT

☐

REPLY FOR SIGNATURE OF

☐

FOR INFORMATION

☐

RETURNED

☐

INITIALS

☐

SEE ME

☐

NOTE AND FILE

☐

YOUR SIGNATURE

REMARKS

Please send a
invoice for the
fees on this order
as soon as possible
to the address
indicated. Be sure
to state P.O. number
and your mailing
address. Thanks

FROM

Custer National Forest

20666

P.O. Box 1001

Billings

GPO 1982 1-385-528-110

406/657-6804; FTS 585-6864

Maynard
Smith

FORM AD-514 (8-64)

UNITED STATES DEPARTMENT OF AGRICULTURE
PURCHASE ORDER

THIS NUMBER MUST APPEAR ON ALL INVOICES,
PACKAGES, AND PAPERS RELATING
TO THIS ORDER

PAGE NO. 1 OF 1	CONTRACT NUMBER	ORDER DATE 05-22-85	ORDER NUMBER 40-0355-5-290	SUB.
TYPE PURCHASE (Check one) ☒ PURCHASE ORDER (See Reverse) ☐ DELIVERY ORDER		SELLER'S IDENT. NO.	FORM 1099 ☐ NO ☐ YES	TAXPAYER'S IDENT. NO.

To: (Seller's Name, Address, City, State, Zip Code, and Phone No.)

State of South Dakota
Water Rights Division
Joe Foss Building
Pierre, SD 57501

SHIP
TO
▶

Consignee, Address, Zip Code, and Place of Inspection and Acceptance

USDA, Custer National Forest
Grand River District
Box 390
Lemmon, South Dakota 57638

LIVE ITEM	ACT CODE	DESCRIPTION	QUANTITY	UNIT ISSUE	UNIT PRICE	AMOUNT
01		FILING FEE, for water rights for Ducks Unlimited projects.	2	EA	225.00	450.00

SELLER'S ORIGINAL

THIS PURCHASE ORDER NEGOTIATED PURSUANT TO AUTHORITY OF 41 U.S.C. 252(c) (1).

F.O.B. POINT Destination	DISCOUNT AND/OR NET PAYMENT TERMS Net 10 days	TOTAL ▶	450.00
DELIVER TO F.O.B. POINT ON OR BEFORE (Date) May 24, 1985	SHIP VIA		

DO NOT
SHIP ORDER TO
THIS ADDRESS
(Ship to Consignee
Address Above)

BILLING INSTRUCTIONS:

No Billing Will Be Submitted In Advance Of Shipment
Furnish Invoice With Our ORDER NUMBER To:
U.S. DEPARTMENT OF AGRICULTURE
National Finance Center
P.O. Box 60075
New Orleans, Louisiana 70160

FAILURE TO SHOW OUR PURCHASE ORDER NUMBER ON INVOICE WILL DELAY PAYMENT
FREIGHT CHARGE OVER \$100 REQUIRES BILL OF LADING
IF AVAILABLE, INCLUDE YOUR NINE POSITION DUNS NUMBER ON EACH INVOICE

ISSUING OFFICE NAME AND ADDRESS

Custer National Forest
P. O. Box 2556
Billings, MT 59103

ORDERED BY (Name and Title)

Maynard D. Smith, Purchasing Agent

COMMERCIAL PHONE (Area Code and Number)

406-657-6113

AUTHORIZED SIGNATURE

Maynard D. Smith

FORM AD - 838 (REV. 3/84)

SELLER'S ORIGINAL



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181

DIVISION OF WATER RIGHTS
(605) 773-3352

INVOICE

May 28, 1985

Purchase Order No. 40-0355-5-290

TO: U. S. Dept. of Agriculture
National Finance Center
P.O. Box 60075
New Orleans, LA 70160

FROM: Division of Water Rights
SD Dept. of Water & Natural Resources
Room 425, Joe Foss Building
Pierre, SD 57501

Total

Filing fee for Water Rights for Ducks Unlimited Project 2 @ \$225.00 \$450.00

JOHN HATCH, Chief Engineer
Water Rights Division

Equal Opportunity Employer

RECEIPT

Division of Water Rights

No 4 10079

South Dakota Department of Water and Natural Resources

Pierre, June 19, 1985

RECEIVED OF USDA Custer National Forest, Grand River Dist., Box 390, Lemmon, SD 57638
the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. <u>1332</u> -1 to Appropriate Water, to construct works and to put water to beneficial use	225 00
Fee for Application for Permit No. _____ to Appropriate Water for Future Use	
Fee to retain Future Use Permit No. _____ after period of seven years.	
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	
Fee for Filing Transfer Form	
Fee for Filing Extension Request	
Fee for Certified Copy of	
Fee for Print Copy of Map	
Fee for Certifying	
Fee for _____	
(Any Other Work Provided by Law)	
Total	225 00

By John Hatch
Chief Engineer JOHN. HATCH ms



United States
Department of
Agriculture

Forest
Service

Grand River
Ranger
District

P.O. Box 390
Lemmon, SD 57638

Reply to: 2610

Date: May 17, 1985

┌

Water Rights Division, DWNR
Joe Foss Building
Pierre, SD 57501

L

Dear Sir:

Enclosed for your review are two applications for water rights concerning projects that Ducks Unlimited and the USDA, Forest Service are cooperatively working on. I understand that the filing fee will be \$225 each, plus a \$50 inspection fee for each project. I have instructed our Supervisor's Office in Billings, Montana, to process payment to you for the above filing fees.

Please call if you have any questions or if you should need additional information.

Sincerely,

Tom Heintz

THOMAS W. HEINTZ
District Ranger
(605) 374-3592



REPORT ON WATER PERMIT APPLICATION No. 1332-1

U.S.D.A.- Forest Service

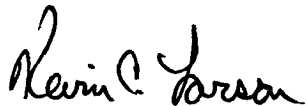
May 21, 1985

Water Permit Application No. 1332-1 proposes to construct a dam and store 153 acre feet per year for wildlife enhancement and livestock water.

There are no water right filings, location notice filings, dry draw filings or water rights on file between the proposed dam location and Shadehill Reservoir. Using the Soil Conservation Service method for estimating runoff volume a 5 year, 24 hour rainfall over a drainage area of 896 acres would yeild approximately 100 acre feet. Once filled the drainage area should provide adequate runoff to maintain a relatively stable reservoir level.

Conclusions

1. Soil Conservation Service methods indicate the stated drainage area can sustain a reservoir of this size.
2. There are no water right filings, location notices, dry draw filings or water rights on file in our office.
3. Downstream domestic use will have priority.



KEVIN C LARSON
Natural Resource Engineer

Bibliography

U.S.D.A. Soil Conservation Service, South Dakota Engineer Field Manual,
U.S.D.A. Soil Conservation Service, Huron SD.

Division of Water Rights, Water Right Files, DWNR, May, 1985.

RECOMMENDATION OF CHIEF ENGINEER FOR WATER PERMIT

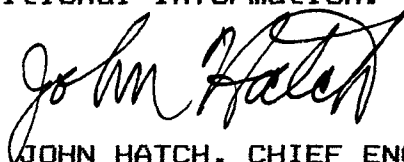
APPLICATION NO. 1332-1, USDA, Forest Service

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Division, Department of Water and Natural Resources concerning Water Permit Application No. 1332-1, USDA, Forest Service, Box 390, Lemmon SD

The Chief Engineer is recommending APPROVAL of Application No. 1332-1 because 1) there is reasonable probability that there is unappropriated water available for the applicant's proposed use, 2) the proposed diversion can be developed without unlawful impairment of existing rights, 3) the proposed use is a beneficial use and 4) in the public interest with the following qualifications:

1. Low flows as needed for downstream domestic use livestock water, and prior water rights must be by passed.
2. Approval of this permit authorizes storage of 153 acre feet of water annually.

See the attached report for additional information.



JOHN HATCH, CHIEF ENGINEER
May 22, 1985

No. 1332-1

Instruction to Newspaper - Publish first publication of the following Notice on or before May 29, 1985 with 2nd publication 1 week later. The applicant is responsible for payment.

NOTICE OF HEARING on Application No. 1332-1 to Appropriate Water
and/or to Amend Water Permit or Water Rights No. _____

Notice is hereby given that USDA Forest Service whose mailing address is
Box 390, Lemmon, South Dakota has made an application for a permit

To construct a dry draw dam to store 153 acre feet of water for wildlife enhancement purposes. The dam will be located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23-T20N-R15E.

Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends

APPROVAL of Application No. 1332-1 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Civil Defense
Room, basement of Capitol Building, Pierre, SD, July 10 1985 at 10:00 am.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the Applicant and the Chief Engineer by June 28, 1985. The petition may be informal, but it must include a statement describing the petitioner's interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17, 46-5-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31; 46-2A-1 thru 46-2A-10, 46-2A-12; (ground) 46-6-3, 46-6-3.1, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; (future use) 46-5-38 thru 46-5-40; (transfer lands) 46-5-30.4, 46-5-33 thru 46-5-35; (10,000 AFA) 46-5-20.1, 46-5-8.1; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15; (future use) 74:02:01:24 thru 74:02:01:25; (10,000 AFA) 74:02:01:15:02 thru 74:02:01:15:05.

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWN R; Joe Foss Bldg, Pierre SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by June 28, 1985.

No. _____

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Hughes) ss.

I, Kevin C. Larson hereby

certify that the annexed printed copy of Notice of Intent to Appropriate

Water was taken from the Lemmon Leader

A newspaper which during the whole time of publication of said notice
herein after stated, has been and is printed and published in the _____

City of Lemmon

County of Perkins and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

May 29, 1985

June 5, 1985

Kevin C. Larson
(Signature)

Nat. Resources Engineer
(Title)

July 10, 1985
(Date Signed)

Cost of Printing: _____

NOTICE OF HEARING
On Application No. 1332-1
To Appropriate Water

Notice is hereby given that USDA Forest Service whose mailing address is Box 390, Lemmon, South Dakota has made an application for a permit to construct a dry draw dam to store 153 acre feet of water for wildlife enhancement purposes. The dam will be located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 23 T20N-R15E Pursuant to SDCL 46-2A-2 the Chief Engineer of the Water Rights Division recommends APPROVAL of Application No. 1332-1 because 1) unappropriated water is available, 2) will be no unlawful impairment of existing rights, 3) is beneficial use of water and 4) is in the public interest.

This application will be considered by the Water Management Board at Civil Defense Room, basement of Capitol Building, Pierre, SD, July 10, 1985 at 10:00 a.m.

The recommendation of the Chief Engineer is not final or binding upon the Board and the Board is authorized to make a determination on this application after it reaches a conclusion based upon facts presented at the public hearing. Any interested person who may be affected by a Board decision and who intends to participate in the hearing before the Board and present evidence or cross-examine witnesses according to SDCL 1-26, must file a written petition with BOTH the Applicant and the Chief Engineer by June 28, 1985. The petition may be informal, but it must include a statement describing the petitioners interest in the application, the reason for the petitioner's opposition to or support of the application, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained. The applicant need not file a petition.

This application is made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-12 thru 46-1-15; 46-2-3.1, 46-2-9, 46-2-11, 46-2-13, 46-2-17, 46-5-1 thru 46-5-16, 46-5-24, 46-5-25, 46-5-30.2, 46-5-31; 46-2A-1 thru 46-2A-10, 46-2A-12; 46-6-6.1, 46-6-10, 46-6-13, 46-6-14; and Board Rules ARSD 74:02:01:01 thru 74:02:01:15.

This hearing is an adversary proceeding. The applicant or any person, after filing a petition, has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Any person wishing a copy of the Chief Engineer's recommendation, further information on this application or to assure access to the hearing by the handicapped can contact the Water Rights Division, DWNR, Joe Foss Bldg, Pierre SD (605 773-3352) for assistance prior to the hearing date. The time of the hearing will be automatically extended for at least twenty days upon written request of the applicant or any person who has filed a petition to oppose or support the application. The request for extension must be filed with the Chief Engineer by June 28, 1985.

(Pub. May 29, June 5, 1985)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Water Rights Division
605 773-3352

1332-1

AUG 9 1985

USDA Forest Service
Box 390
Lemmon, South Dakota 57638

Dear Sir:

Enclosed herewith is your Water Permit No. 1332-1 as approved by the Water Management Board authorizing you to construct your water diversion system and the water to beneficial use, not exceeding the limits as specified in said Water Permit No. 1332-1.

Also enclosed is Form 10, Notice of Completion of Works and Application of Water to Beneficial Use, which you are to complete and submit to the Chief Engineer when you have completed the system and/or have put the water to beneficial use. An inspection can then be scheduled so that your Water License may be issued to you, thus completing your acquisition of a Water Right.

Very truly yours,

JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

enclosure

PLEASE NOTE: Certain changes can be made in your permit within the five year construction period, usually without affecting the priority date provided an application to amend your permit is made within the five year period-i.e. changes in location or number of diversion points (wells) or location of land to be irrigated. Well locations for wells into the same aquifer can be moved up to 660 feet without application.

Applications to amend a permit after the five year construction period will be assigned a new priority date. Applications to change water sources, to add lands or increase original diversion rates, if approved will usually receive the date of the new application as a priority date regardless of the five year construction period.

WNR-809-5/83

NOTICE OF COMPLETION OF WORKS AND/OR
APPLICATION OF WATER TO BENEFICIAL USE

Post Office Lemmon, SD
Date November 18, 1985

TO: Water Rights
Joe Foss Building
Pierre, South Dakota 57501

Dear Sirs:

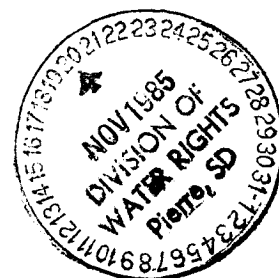
This is to inform you that I have completed the construction of the water diversion system and/or that I have put the water to beneficial use to maximum extent it is going to be used, not exceeding the amounts as specified in Water Right No. 1332-1.

Water Right Permit No. 1332-1 states that the diversion system is to be constructed by July 10, 1985, and that the water is put to beneficial use by July 10, 1994.

The diversion system was completed on November 19, 1985. Applying the water to beneficial use was completed on Spring 1986.

You may schedule an inspection so that the Certificate of Construction and/or the Water License may be issued, thus completing my acquisition of a water right.

Thomas W. Haint
(Signature)



Grand River Water District**Report Of Examination Of Works And/Or Application Of Water To Beneficial Use**

TO: Chief Engineer, Division of Water Rights, DWNR, Foss Bldg., Pierre, SD 57501

I have this day made a thorough examination of the water use system constructed by USDA
Forest Service of Box 390, Lemon, S.D. 57038 holder of
Permit No. 1332-1, bearing the priority of May 20 19 85 authorizing
the diversion of 153 Ac. Annually per second of the waters of Dry Draw
for Wildlife Enhancement purposes, in Perkins County.

I have to report on the conditions of the same as follows:

- A. Works used to divert the water: Dam to store 153 A-F. of water
The dam was constructed to the same specifications as shown
on Form 2-A. All CMP was asphalt coated. Drawdown pipe
12" dia with a shut-off Valve
- B. Works used to transport water to place of use:
Not Applicable
- C. Works used to apply water to beneficial use:

The system is in the following condition ExcellentThe point of diversion is located S 65° 28' 44" W 2256.7 ft of the NE corner
of section 23 T20N R15EThe works are capable of diverting and conveying to the place of use _____
cu. ft. per second of water which is to be used for Wildlife EnhancementWater has been put to beneficial use to the maximum extent as follows: _____

_____comprising a total of _____ acres of land and the license should be issued for 153 ac A-F. AnnuallyApplicable permit qualifications have been complied with X Yes _____ NoExceptions to compliance are: _____ Date May 6, 1986

LeRoy J Mernaugh
(signature)



Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

Division of Water Rights
605 773-3352

No. 1332-1

May 12, 1986

USDA Forest Service
c/o Tom Heintz
Box 390
Lemmon, South Dakota 57638

Dear Sir:

The inspection of your water use system and inspection of the extent of the application of water to beneficial use, as developed under your Water Right No. 1332-1 has been completed. Your final water right document, the Water License, can now be issued.

Statutes require that we charge a \$50.00 fee for the inspection and issuing of the Water License. Upon receipt of the \$50.00 fee from you, your Water License will be sent to you.

South Dakota Water Law 46-5-30.1 requires that a permit holder may not divert water until this \$50.00 license fee has been paid. Please contact us if you have any questions.

Sincerely,

Maxine Stirling
Staff Assistant

ms/
Enc.

NOTE: On form of payment, please include the number of the water permit.
This insures proper handling of the fee.

REFERENCE SLIP

TO

State of SD

- | | |
|--|---|
| ☐ ACTION | ☐ NOTE AND RETURN |
| ☐ APPROVAL | ☐ PER PHONE CALL |
| ☐ AS REQUESTED | ☐ RECOMMENDATION |
| ☐ FOR COMMENT | ☐ REPLY FOR SIGNATURE OF |
| ☐ FOR INFORMATION | ☐ RETURNED |
| ☐ INITIALS | ☐ SEE ME |
| ☐ NOTE AND FILE | ☐ YOUR SIGNATURE |

REMARKS

Ple bill immediately
upon inspection.
Send to address
indicated and be
sure to indicate
your complete
address. Also
show our P.O. No.

Thank you

Custer National Forest

2606-1st Avenue N.

P.O. Box 2556

Billings, MT 59103

406/657-6364, FTS 585-6364 FORM AD-514 (8-64)

M. Depner
Smith

UNITED STATES DEPARTMENT OF AGRICULTURE
PURCHASE ORDER

THIS NUMBER MUST APPEAR ON ALL INVOICES,
PACKAGES, AND PAPERS RELATING
TO THIS ORDER

PAGE NO. 1 OF 1	CONTRACT NUMBER	ORDER DATE 05-22-85	ORDER NUMBER 40-0355-5-291	SUB.
TYPE PURCHASE (Check one) ☒ PURCHASE ORDER (See Reverse) ☐ DELIVERY ORDER		SELLER'S IDENT. NO.	FORM 1099 ☒ NO ☐ YES	TAXPAYER'S IDENT. NO.

To: (Seller's Name, Address, City, State, Zip Code, and Phone No.) State of South Dakota Water Rights Division Joe Foss Building Pierre, SD 57501	SHIP TO ▶	Consignee, Address, Zip Code, and Place of Inspection and Acceptance USDA, Custer National Forest Grand River District Box 390 Lemmon, South Dakota 57638
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LINE ITEM	ACT CODE	DESCRIPTION	QUANTITY	UNIT ISSUE	UNIT PRICE	AMOUNT
01		INSPECTION FEE, for Ducks Unlimited projects	2	EA	50.00	100 00

SELLER'S ORIGINAL



THIS PURCHASE ORDER NEGOTIATED PURSUANT TO AUTHORITY OF 41 U.S.C. 252(c) ()		
F.O.B. POINT Destination	DISCOUNT AND/OR NET PAYMENT TERMS Net 10 days	TOTAL ▶ 100 00
DELIVER TO F.O.B. POINT ON OR BEFORE (Date) June 15, 1985	SHIP VIA	

DO NOT
SHIP ORDER TO
THIS ADDRESS
(Ship to Consignee
Address Above)

BILLING INSTRUCTIONS:

No Billing Will Be Submitted In Advance Of Shipment
Furnish Invoice With Our ORDER NUMBER To:
**U.S. DEPARTMENT OF AGRICULTURE
National Finance Center
P.O. Box 60075
New Orleans, Louisiana 70160**

FAILURE TO SHOW OUR PURCHASE ORDER NUMBER ON INVOICE WILL DELAY PAYMENT
FREIGHT CHARGE OVER \$100 REQUIRES BILL OF LADING
IF AVAILABLE, INCLUDE YOUR KLINE POSITION DUNS NUMBER ON EACH INVOICE

ISSUING OFFICE NAME AND ADDRESS

Custer National Forest

ORDERED BY (Name and Title)

Maynard D. Smith, Purchasing Agent

RECEIPT

Division of Water Rights

South Dakota Department of Water and Natural Resources

410490

Pierre, July 15, 1986

RECEIVED OF USDA Forest Service, Box 390, Lemmon, SD 57638

the following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct works and to put water to beneficial use _____		
Fee for Application for Permit No. _____ to Appropriate Water for Future Use _____		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. <u>1332-1</u>	50	00
Fee for Filing Transfer Form _____		
Fee for Filing Extension Request _____		
Fee for Certified Copy of _____		
Fee for Print Copy of Map _____		
Fee for Certifying _____		
Fee for _____		
(Any Other Work Provided by Law)	Total	50 00

By John Hatch
Chief Engineer JOHN HATCH/ms

State of South Dakota

Water License No. 1332-1

(1) USDA Forest Service
of Box 390, Lemmon, South Dakota
made Application No. 1332-1, May 20, 1985 for a water permit to ~~appropriate~~ ^{store}
153 acre ~~cubic feet per second~~ of water from annually in a dam located on a dry draw,
Perkins County, South Dakota for wildlife enhancement purposes.
Permit No. 1332-1, with a priority date of May 20, 1985
was approved July 10, 1985 and issued to applicant(s) for diversion of water with construction of the described
water supply system to be completed on or before July 10, 1990 and for the application to beneficial use of said
water on or before July 10, 1994.

and

(2) It is certified that the application has complied with the provisions of South Dakota State Law relating to completion of
the construction of the water supply system and is entitled to ~~divert~~ ^{store} 153 acre ~~cubic feet per second~~ of water
^{/annually}
for beneficial use. The location of the diversion point(s) is S 65° 28'44"W 2256.7 ft of the NE
Corner of Section 23, T20N-R15E (NW¼NE¼)

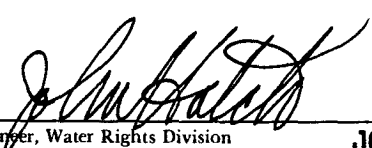
and

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to the following extent, water is stored in place

(4) Pursuant to §46-5-30.1 USDA Forest Service
of Box 390, Lemmon, South Dakota 57638

the holder(s) and/or owner(s) of Water Permit No. 1332-1 is issued a license to appropriate water, the right to ~~use~~ ^{store}
153 ^{acre} ~~cubic feet per second~~ of water from annually in a dam located on a dry draw with a priority date
of May 20, 1985 from the location specified in (2) of this license. The water to be
conducted to and upon lands specified in (3) of this license for the purpose of wildlife enhancement

This license is subject to any limitations or qualifications listed in Water Permit No. 1332-1 and subject
to South Dakota State Law.


Chief Engineer, Water Rights Division
Department of Water and Natural Resources

JOHN HATCH

DEC 1 1986



No. 1332-1

Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501

WATER RIGHTS DIVISION
Phone (605) 773-3352

DEC 1 1986

USDA Forest Service
Box 390
Lemmon, South Dakota

Dear Sir:

Enclosed herewith is, Water License No. 1332-1. This is the final water right document completing your process of obtaining a water right.

As long as you use the water beneficially, as stated in the Water License, the State Water Laws provide that you have a continuing right to use the water.

Very truly yours,

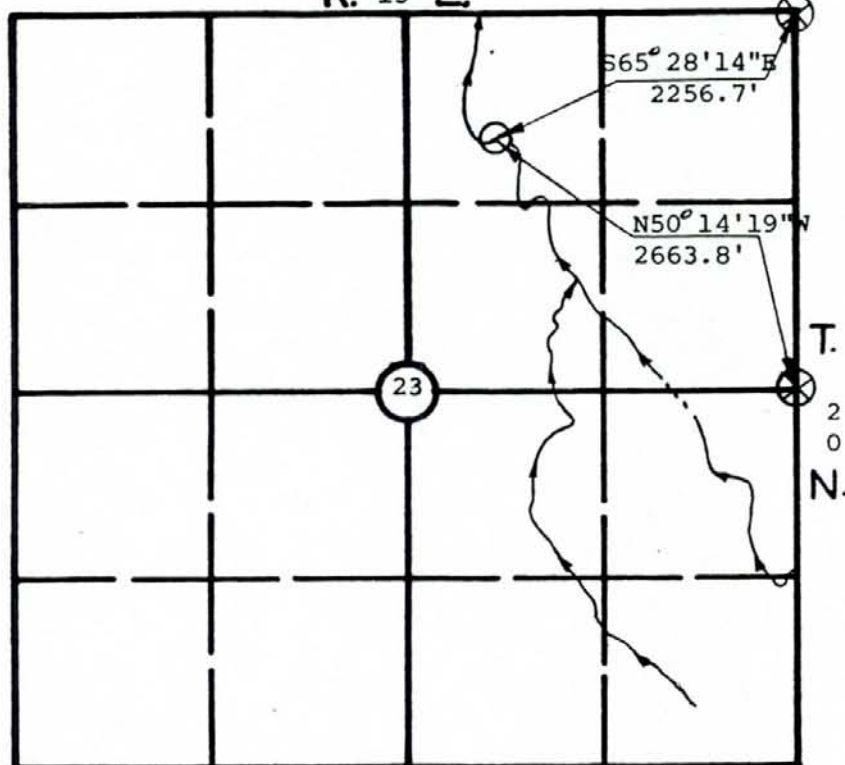
JOHN HATCH, Chief Engineer
Water Rights Division

JH:ms

Enclosures

PASTURE 8 PROJECT
GRAND RIVER-CEDAR RIVER RANGER DISTRICT
CUSTER NATIONAL FOREST
BILLINGS, MONTANA

R. 15 E.



○ PROPOSED SITE

⊙ BRASS CAP

⊗ STONE

STATE OF SOUTH DAKOTA)
COUNTY OF PERKINS) SS

Scale: 1 inch=1320 feet

I, Curtis W. Glasoe of Dickinson, ND do hereby certify that this map was made from Information taken from field survey by me, (or, made under my direction by Steve Volesky for whose work I stand personally responsible), the 8 day of May, 1985, and that it correctly represents the recreation/wildlife habitat works described in the accompanying application, together with a meander of streams and shows accurately the location and area of the lands proposed to be developed in each subdivision.

Curtis W. Glasoe RLS # 4120
Surveyor

Map to accompany

Approved: _____
State Engineer

Application No. _____

Permit # 1332-1

45° 45'

SHADEHILL RESERVOIR
ELEVATION 692.5
SHADEHILL RESERVOIR STATE RECREATION AREA

S E I M

Hugh Glass
Campground

5069000M

T 21 N
T 20 N

42' 30"

T 20 N

GRAND RIVER

NATIONAL GRASS

ANDERSON

23

24

19

20

26

25

30

29

RIVE

W/R 1332-1