

H. S. No 120-2.

Dept. Agri. - Electric Light & Power
Pennington Co.

10 1/2 Sec. 20 - 2.5 - 116.

Date of payment - July 7, 1937

\$6.70 - appropriated

W. H. Shaw

CERTIFICATE OF CONSTRUCTION OF WORKS

and

APPROPRIATION

U. S. Water Right No. 128-2

~~128-2-1~~ ~~128-2-1~~ ~~128-2-1~~
Name of Project

~~128-2-1~~ ~~128-2-1~~ ~~128-2-1~~
Water District

TO ALL WHOM IT MAY CONCERN:

This is to Certify, that the United States of America, Department of
~~Agriculture, Forest Service, Administration~~ ~~in~~ ~~complied~~ with the
State Laws and has been issued a withdrawal No. U. S. 128 bearing date of
July 7, 1939 withdrawing from further appropriation 26.7 acre-
feet per annum of water for storage; of the waters of ~~a Dry Run in the~~
County of Dakota, State of South Dakota, 77 ~~at a point in the~~
~~U. S. 128-2-1~~ ~~U. S. 128-2-1~~ ~~U. S. 128-2-1~~
for Stock Water purposes;
has fully complied with the provisions of the laws of the State of South
Dakota relating to completion of the works set out and described in
Section 61.0137, that said works are completed in accordance with infor-
mation filed in the office of the State Engineer, and 26.7 acre-feet
per year is thereby appropriated for the above purposes bearing date of
priority of July 7, 1939.

Witness my hand this 7th day of July 1939.

State Engineer.

Form A

CERTIFICATE OF WITHDRAWAL
of
WATER FOR APPROPRIATION
to the
UNITED STATES OF AMERICA
DEPARTMENT OF AGRICULTURE
RESETTLEMENT ADMINISTRATION

Withdrawal No. U.S.120

LD-SD-1 Job No. 220-122-A

Name of Project

Pennington

County

D. J. Law

Division No. 2

Lapid Creek District

Source of Appropriation-Stream

The United States of America, Department of Agriculture,
Resettlement Administration, having filed "Notice of Intention" to
utilize certain heretofore unappropriated public waters of the State of South
Dakota, in accordance with the requirements of the statutes of the State of South
Dakota, such statutes and authority being contained in Section 61.0137 1939
Revised Code of South Dakota, now therefore;

This is to certify that there is hereby reserved, of the heretofore unappro-
priated waters of Lapid Creek District, the annual amount of 20.7 acre-
feet of water to maintain storage in No. 122-A reservoir created
by damming said stream at a point in the NE 1/4 Sec. 20 T.28. N.11E. R.130'E, 1495
feet distant from the SE Corner of Section 20, Township 28, Range 11E.
The purpose of such storage is for stock water

This is to certify that there is hereby reserved, of the heretofore unappro-
priated waters of _____ a maximum of _____ cubic feet
per second to be diverted through the _____ ditch, canal
or pipe line at a point located on the _____ bank
_____ feet distant from the _____ Corner of Section _____
Township _____, Range _____ for the purpose of _____
_____ during the months of _____

This certificate and withdrawal shall in no manner prejudice, alter, amend
or affect the rights of any prior appropriator or prior appropriation of water,
nor of any application for appropriation pending on the date of this certificate,
but the rights and privileges of any and all such prior appropriators or appli-
cants 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 statutes heretofore referred to and under the authority
of which this certificate is issued.

In accordance with the provisions of the statutes hereinbefore referred to,
this certificate is executed at the State Capitol at Pierre, South Dakota, this
7th day of July 1939.

State Engineer

RECEIVED

JUL 7 1939

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

PETITION

TO

STATE ENGINEER
STATE OF SOUTH DAKOTA
PIERRE, SOUTH DAKOTA

Comes now Oscar Herstad, Project Manager, Bad Lands - Fall River Land Adjustment Project, Resettlement Administration, U. S. Department of Agriculture, whose post office is Rapid City, South Dakota, a citizen of the United States, above the age of 21 years, being in possession of the following described land in the name of the United States, being desirous of obtaining a certificate from the State Engineer in accordance with Sec. 8239, Revised Code of the State of South Dakota, so petitions the State Engineer to wit:

In support of said petition, your affiant deposes and says:

(1) That notice of appropriation, copy of which is hereto annexed and made a part of this petition was posted under the date of June 29, 1937 and recorded under date of Sept. 8, 1937.

(2) That the dam referred to in said notice was completed under date of December 10, 1937.

(3) That said dam is 367 feet in length and 15 feet in height.

(4) That said dam is located upon the land described as follows:
NW¹/₄ SW¹/₄ of Sec. 20; Twp. 2-S; Range 11-E; B.N.M. Pennington County

(5) That said land is to be used for Stock Water purposes.

Wherefore your affiant respectfully requests that a certificate be issued to him in accordance with the law in such case made and provided.

Oscar Herstad
Project Manager

Subscribed and sworn to before me this 6th day of July, 1939

Blanche M. Mow
Notary Public

My commission expires:
October 1, 1941

RA-7LU-28

DESCRIPTION OF EARTH IMPOUNDING DAM
RESERVOIR AND SPILLWAY DAM NO. 226

JOB NUMBER 226 - 122-A

Resettlement Administration
Lincoln, Nebraska.

RECEIVED
JUL 7 1939

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.
Region VII

Project South Dakota LD SD 1.
State Number

A. Location of Dam and Reservoir Tract # -3740
NW 1/4 SW 1/4 of the Sec. 20; Township 2S; Range 11E;
of the Black Hills Meridian; County Pennington.

B. General Data

1. Area of drainage basin above dam: 1 sq. miles.

(Note: For areas greater than 5 sq. miles give size to nearest sq. mi.;
for areas smaller than 5 sq. miles give area to nearest tenth.)

2. Average annual precipitation on water shed in inches: 15.13

3. Give amount of rainfall in inches and duration of the heaviest downpour
that can be expected based upon reliable records or information of the
vicinity.

a. <u>7.04</u> inches.	R = <u>2.25</u>
b. <u>24</u> hours <u>minutes</u> .	c = <u>0.3</u>
	S = <u>15' / 1000'</u>
c. <u>U. S. Weather Bureau</u>	N = <u>0.035</u>

Source of information.

4. Give description of water shed.

a. The slopes are sod-covered, ~~cultivated, bare~~.

Grass slopes

(Note: Answer (a) by striking out words not needed. Only a general
description is wanted. If desired, a word or two may be given
in the space that is provided.)

b. Average length of drainage basin 1 miles.

c. Average width of drainage basin 1 miles.

5. Maximum run-off of drainage area at the damsite: 131.06
cu. ft. per second.

(over)

LOCATION NOTICE

KNOW ALL MEN BY THESE PRESENTS:

That Oscar Hermstad, Project Manager, Bad Lands - Fall River Land Adjustment Project, Resettlement Administration, U. S. Department of Agriculture, whose post office is Rapid City, South Dakota, a citizen of the United States, above the age of 21 years, being in possession of the following described land in the name of the United States, to wit:

Tract 3740

NW 1/4, Section 20, Township 2 South, Range 11 East, B. M. N., in Pennington County, South Dakota. Availing him self of the right granted him under the provisions of Chapter 2, Article 1, Paragraph 8239 of the Revised Code of 1919, has located and claims the right to construct a certain dam across a dry draw situated in the NW 1/4 of the NW 1/4 of section 20, township 2S, range 11E, P.M.N., for Live Stock Purposes.

Said locator claims for the above purpose 1,165,052 cubic feet of water plus losses due to annual evaporation during the following described annual periods January 1st to December 31st, inclusive, each year.

Said location was made on the 28th day of May, 1937.

Witness my hand and seal this 29th day of June, 1937.

Oscar Hermstad
Locator, Project Manager
Resettlement Administration,
U. S. Department of Agriculture

STATE OF SOUTH DAKOTA)
County of Pennington)

On the 29th day of June, 1937, before me

K. K. Damon a Notary Public in and

for the County and State aforesaid, personally appeared Oscar Hermstad, Project Manager, to me personally known to be the person who executed the foregoing instrument and acknowledged that he executed the same for the use and purposes therein set forth.

Witness my hand and official seal the day and date above written.

My Commission Expires July 10, 1939.

J. J. Danney
Notary Public