

No. *U8379-2*

**Office of State Engineer
DOCUMENT FILE**

Dept. Agr. Forest Service
Pennington Co.
Sec. 27, T¹ N, R2E
Priority: Aug 25, 1939
6200 ft. approx.
Victorin Creek

CERTIFICATE OF CONSTRUCTION OF WORKS
and
APPROPRIATION

U. S. Water Right No. 379-2

Victoria Creek Reservoir
Name of Project

Epid Creek Water District

TO ALL WHOM IT MAY CONCERN:

This is to Certify, that the United States of America, Department of
Agriculture, Forest Service, has complied with the
State Laws and has been issued a withdrawal No. US 379 bearing date of
August 25, 1939 withdrawing from further appropriation 62 acre-
feet per annum of water for storage; of the waters of Victoria Creek
County of Pennington State of South Dakota, at a point N. 42 00' E.
1540 feet distant from the SE Cor. Sec. 27, T. 14 N., R. 6 E.
for domestic, livestock, fish culture, fire protection, recreational 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 62 acre-feet
per year is thereby appropriated for the above purposes bearing date of
priority of August 25, 1939.

Witness my hand this 15th day of April 1940.

Harold L. Luch
State Engineer.

Form 23A

HARVEY H. HARRIS
CHIEF, S. DAK.FEB 21 '40
RECEIVED

WITHDRAWAL NO. US

FOREST SERVICE
U. S. DEPT. OF AGRICULTURE
CHIEF, S. DAK.

Form 23A

FEB 16 1940

RECEIVED

Water Division No. 2Rapid Creek Water District

CERTIFICATE OF EXAMINATION OF WORKS

Report of Examining Engineer

Date Feb. 19, 1940
By George A. DavidsonRECEIVED
FEB 30 1940Victoria Creek Reservoir
Project Name and NumberOFFICE OF STATE ENGINEER
PIERRE, S. DAK.Victoria Creek
Source of Appropriation
(Stream)

To the State Engineer, Pierre, South Dakota:

Dear Sir: I hereby certify that in accordance with your letter of authorization dated Dec. 18 1939 I have made a thorough examination of Victoria Creek reservoir, ditch, or pipe line constructed by the United States of America, Department of Agriculture, Forest Service, Region 2, Denver, Colorado, holder of withdrawal No. US 379 issued upon Notice of Intention bearing date Aug. 22 1939, authorizing the withdrawal from further appropriation of 62 acre feet, or second feet of the waters of Victoria Creek, tributary of Rapid Creek for livestock, fish culture, domestic, fire protection, irrigation, recreation purposes. I have to report on the condition of the same as follows:

The impounded and diversion works comprise:

Dam: Type Concrete Arch Foundation Rock
 Size: Max. Length 212 ft. Maximum height to spillway flow line 34 ft. Freeboard 4 ft.
 Section: Upstream slope _____
 Downstream slope _____
 Top width 4 ft.
 Yardage (Approx.) 600 cu. yds.
 Reservoir: Area Normal Pool Level 4.15 acres
 Capacity 19.69 acre feet
 Nature of Shore line Rocky
 Spillway: Type Cgee Location Center of Dam
 Width 30 ft. Depth 4 ft.
 Capacity 500 cubic feet per sec.
 Outlet: Size 20 inches Control Sluice gate
 Location Upper end of conduit
 Ditches: Open Earth _____ Open rock _____
 Pipe _____ Length _____
 Section _____ Capacity _____
 Location or as shown on plans _____

The system is in the following condition: Good

The outlet of the reservoir or the point of diversion of the ditch, canal or pipe line is located N. 42° 00' E. 1540 feet distant from the SW Corner of Section 27 Township 11 Range. 6E

The works are capable of utilizing 62 acre-feet of water annually or second-feet of water.

The legal subdivisions to be irrigated are

comprising a total of acres of land.

The domestic and stockwater uses comprise household purposes and water for livestock

The utilization for Public recreational, game and fish propagation and fire protection comprises bathing, raising fish and water supply for fire-fighting equipment

The project was completed 1937

Witness my hand, this 19 day of February A.D. 1940.

George C. Davidson
Examining Engineer

LETTER OF AUTHORIZATION
for
Inspection

December 18 1939

George A. DavidsonCuster, South DakotaVictoria Creek Reservoir
Name of Project
Water Division No. 2
Rapid Creek Water District
Victoria Creek
Source of Appropriation
(Stream)

Dear Sir:

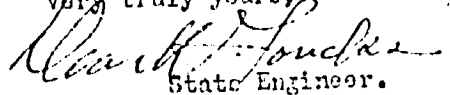
The United States of America, Department of Agriculture, Forest Service, Denver, Colorado, having filed "Notice of Intention" to utilize certain specified waters of the State, and there having been issued a withdrawal from further appropriation as provided in Section 61.0137, 1939 Revised Code of South Dakota and identified as Withdrawal No. US 379, on Victoria Creek (stream) County of Pennington on the Black Hills Forest, has informed this office that the construction for the diversion, storage, appropriation and application of water to beneficial use has been fully completed and is ready for examination.

You are, therefore, hereby authorized to arrange with the holder of said withdrawal for an examination of the Victoria Creek reservoir, ditch, or pipe line constructed and owned by the United States of America, Department of Agriculture, Forest Service, on the Black Hills Forest and also an inspection to determine the amount of water stored and applied to beneficial use.

In this examination you will ascertain whether or not the constructed works comply fully with the plans submitted and are capable of using quantities of water as set forth in the "Notice of Intention", and give in complete form all the information which is suggested by the statements in the Certificate of Inspection which is herewith enclosed, in the attached instructions, and such other information as will enable the State Engineer to act intelligently and judicially in the matter of determining the status of completion of the projects.

You should also arrange with the holder of the withdrawal for the payment of your fee for this service and such proper expenses as you incur in making this examination and report and taking the testimony.

Very truly yours,


State Engineer.

FORM 17A

WITHDRAWALS No. US 379

RECEIVED
FORM 17A
NOV 4 1939

Victoria Creek Reservoir

Name of Project

OFFICE OF STATE ENGINEER

PIERRE, S. DAK.

Water Division No. 2

Rapid City Water District

NOTICE OF COMPLETION OF WORKS

P.O. Denver, Colorado,

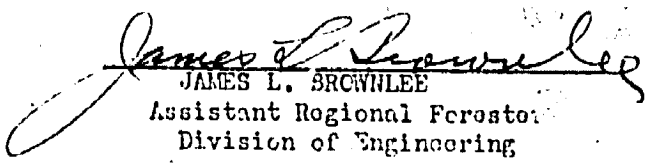
Date October 28, 1939.

TO THE STATE ENGINEER OF SOUTH DAKOTA, PIERRE:

Dear Sir: Notice is hereby given of the completion of the construction of Victoria Creek reservoir, ditch, or pipe line constructed and owned by the United States of America, Department of Agriculture, Forest Service on the Black Hills National Forest. The project provides for the diversion and storage or direct diversion of quantities of water as shown on the plans and reports submitted and the project has been completed in accordance with the said plans and reports, terms and conditions of withdrawals heretofore issued by the State Engineer of the State of South Dakota or as shall be hereafter reported by the Examining Engineer.

1. The proper name of the Federal Agency holding said withdrawal is United States of America, Department of Agriculture, Forest Service.
2. The name and postoffice address of the proper corresponding official for said Federal Agency is Regional Forester, Denver, Colorado.
3. The project is located in SW $\frac{1}{4}$ of Section, 27, Township 1N., Range 6E.
4. Said water to be used for livestock, fish culture, domestic, fire protection, irrigation, recreation, purposes.
5. The amount of water which said completed works are capable of impounding or conducting to the place of intended use is as shown by information previously submitted or as shall be hereafter reported by the Examining Engineer.
Kenneth Luther
6. The amount of land for which said water is available is _____ acres, particularly described as follows: _____

I hereby certify that the facts set forth in the above notice are true.


JAMES L. BROWNLEE
Assistant Regional Forester
Division of Engineering

FORM A

CERTIFICATE OF WITHDRAWAL
of
WATER FOR APPROPRIATION
to the
UNITED STATES OF AMERICA
DEPARTMENT OF AGRICULTURE
FOREST SERVICE.

U. S. No. 379

Victoria Creek Reservoir

Name of Project

Pennington

County

Water Division No. 2

Rapid Creek Water District

Victoria Creek

Source of Appropriation - Stream

The United States of America, Department of Agriculture, Forest Service, 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 unappropriated waters of Victoria Creek, the annual amount of 62 acre-foot of water to maintain storage in Victoria Creek

reservoir created by damming said stream at a point N. 42° 00' E., 1540

feet distant from the SW Corner of Section 27, Township 1N., Range 6E.. The purpose of such storage is Livestock, fish culture, domestic, fire protection, irrigation, recreation.

This is to certify that there is hereby reserved, of the heretofore unappropriated 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 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 statutes hereinbefore 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 25th day of August, 1939.

David Houches
State Engineer

E
WATER RESOURCES
Water Rights

NOTICE OF INTENTION
to the
STATE ENGINEER
of the
STATE OF SOUTH DAKOTA

RECEIVED

AUG 25 1939

OFFICE OF STATE ENGINEER
PIERRE, S. D.

Victoria Creek Re- Project
servoir
Black Hills Forest
South Dakota

Denver, Colorado.

August 22, 1939.

Date

Notice of Intention to divert, store and appropriate water for beneficial uses from certain streams in South Dakota by the United States of America, Department of Agriculture, Forest Service.

The United States of America, Department of Agriculture, Forest Service, through its officers duly appointed to administer the National Forests in South Dakota, hereby notifies the State Engineer of South Dakota of its intentions to appropriate, by construction, diversion, storage and beneficial use, the unappropriated public waters of South Dakota, under Section 61.0137 of the 1939 Revised Code of South Dakota. Application is hereby made for the withdrawal of certain unappropriated public waters of the State of South Dakota in an amount sufficient to maintain storage in Victoria Creek

Reservoir, or to satisfy the requirements of the

ditch, canal or pipe line,

and the following information is furnished:

1. Representative of the United States of America authorized to act in procurement of water rights.

Ans. Regional Forester, United States Department of Agriculture,
Forest Service, Region 2, Denver, Colorado.

2. Name of intending appropriator.

Ans. United States of America, Department of Agriculture, Forest
Service.

3. Name and address of agency representing intending appropriator.

Ans. United States Department of Agriculture, Forest Service, Region
2, Denver, Colorado.

4. Name of reservoir, ditch, canal or pipe line.

Ans. Victoria Creek Reservoir

5. County in which water is to be diverted, stored and appropriated.

Ans. Pennington

6. Name of stream from which water is to be diverted, stored and appropriated.

Ans. Victoria Creek

7. The outlet of the reservoir or the point of diversion of ditch,

canal or pipe line is located N. 42°, QQ'E., 1540 feet feet

distant from the SW Corner of Section 27 Township 1 N.

Range. 6 E.

8. Uses to which water directly diverted or diverted and stored, is to be put.

Ans. Livestock, fish culture, domestic, fire protection, irrigation, recreation

9. The available capacity of reservoir in acre feet.

Ans. 49.7 acre feet

10. The carrying capacity of ditch, canal or pipe line in cubic feet per second.

Ans.

11. Acre feet of water to be appropriated annually for diversion and storage in reservoir.

Ans. 62. acre feet.

12. Cubic feet of water per second to be appropriated for direct diversion by ditch, canal, or pipeline.

Ans.

13. Location of lands to be irrigated.

Ans.

14. Class of plans accompanying "Notice of Intention".

Ans.

Special Plans.

W. W. Thompson
Acting Regional Forester