

No. *U1540-2*

Office of State Engineer
DOCUMENT FILE

Dept Agri. Forest Service

2.7 ac. ft.

Sec. 18, T2NR5E

Form 24A

CERTIFICATE OF CONSTRUCTION OF WORKS

and

APPROPRIATION

U. S. Water Right No. 540-2

Jim Creek No. 2 Reservoir
Name of Project

Rapid 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 540 bearing date of
May 25, 1940 withdrawing from further appropriation 2.7 acre-
feet per annum of water for storage; of the waters of Jim Creek,
County of Fennington, State of South Dakota, at a point S. 27 15' W.,
2950 ft. distant from the NE Cor. Sec. 18 T.2N., R.5E.
for domestic, livestock, fire protection, irrigation, fish culture, recreation,
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 2.7 acre-feet
per year is thereby appropriated for the above purposes bearing date of
priority of May 25, 1940.

Witness my hand this 30 day of November 19 40.

State Engineer.

WITHDRAWAL NO. U.S. 540Water Division No. 2Rapid Creek Water District

CERTIFICATE OF EXAMINATION OF WORKS

Report of Examining Engineer

RECEIVED
OCT 21 1940Date October 9, 1940
By H. E. Von SeggernOFFICE OF STATE ENGINEER
Jim Creek No. 2 Reservoir
Project Name and NumberJim 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 September 20 1940, I have made a thorough examination of Jim Creek No. 2 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 540 issued upon Notice of Intention bearing date May 22 1940, authorizing the withdrawal from further appropriation of 2.7 acre feet, or second feet of the waters of Jim Creek, tributary of Boxelder Creek for livestock, fish culture, domestic, fire protection, recreation and irrigation purposes. I have to report on the condition of the same as follows:

The impounded and diversion works comprise:

Dam: Type Earth fill Foundation Earth
 Size: Max. Length 83' Maximum height to spillway flow line 4.5' Freeboard 0.5'
 Section: Upstream slope 3:1
 Downstream slope 2:1
 Top width 6'
 Yardage (Approx.) 175 cu. yds.
 Reservoir: Area Normal Pool Level 0.5 acres
 Capacity 1.2 acre feet
 Nature of Shore line Grassy
 Spillway: Type Rubble channel Location Right end
 Width 15' Depth 0.5'
 Capacity 17 cubic feet per sec.
 Cutlot: Size CMP 12" Control Flashboard
 Location Center of dam
 Ditches: Open Earth Open rock
 Pipe Length
 Section Capacity
 Location or as shown on plans

The system is in the following condition: Fair

The outlet of the reservoir or the point of diversion of the ditch, canal or pipe line is located S. 87° 15' W., 2950
feet distant from the NE Corner of Section 18 Township 2 N.
Range. 5 E.

The works are capable of utilizing 2.7 acre-feet of water
annually or second-foot of water.

The legal subdivisions to be irrigated are

comprising a total of acres of land.

The domestic and stockwater uses comprise household purposes, water
for livestock, fire protection and irrigation.

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

The project was completed 1935

Witness my hand, this 9th day of October A.D. 1940.

M. E. C. Legger
Examining Engineer

Profile Centerline Spillway
Station 0 plus 00, 0 plus 35, "
Fall 0.0 0.8

LETTER OF AUTHORIZATION
for
Inspection

September 26, 1940

M. E. Von SaggornCuster, South DakotaJin Creek No. 2 Reservoir
Name of Project
Water Division No. 2
Rapid Creek Water District
Jin 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. U. S. 540, on Jin Creek (stream) County of Pennington on the Black Hills National 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 Jin Creek No. 2 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 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 540

Jim Creek No. 2 Reservoir
Name of Project

RECEIVED
FORM 17A
JUL 21 1940

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.
Rapid Creek Water District

Water Division No. 2

NOTICE OF COMPLETION OF WORKS

P.O. Denver, Colorado,

Date August 20, 1940.

TO THE STATE ENGINEER OF SOUTH DAKOTA, PIERRE:

Dear Sir: Notice is hereby given of the completion of the construction of Jim Creek No. 2 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 N $\frac{1}{2}$ of Section, 18 Township 2 N, Range 5 E.
4. Said water to be used for livestock, fish culture, domestic, fire protection, recreation, irrigation 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 M. E. Von Soggen.
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

Carl A. Gould
Carl A. Gould Acting

FORM A

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

U. S. No. 540

Big Creek #2 Reservoir
Name of Project

Water Division No. 2
Rapid Creek Water District

Bennington
County

Big 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 Big Creek, the annual amount of 2.7 acre-feet of water to maintain storage in Big Creek #2 reservoir created by damming said stream at a point S. 67 15' W. 2.950 foot distant from the NE Corner of Section 18, Township 27, Range 52. The purpose of such storage is livestock, fish culture, irrigation, recreation, flood protection, and irrigation.

This is to certify that there is hereby reserved, of the heretofore unappropriated waters of Big Creek 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 May 1936.

State Engineer

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WATER RESOURCES
Water Rights

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

RECEIVED
MAY 25 1940

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

Jim Creek #2 Reservoir Project
Black Hills Forest
South Dakota

Denver, Colorado.

May 22, 1940.
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 _____

Jim Creek #2 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. Jim Creek #2 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. Jim Creek. Tributary Boxelder.

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

canal or pipe line is located South 87° 15' West 2950 feet

distant from the NE Corner of Section 18 Township 2N
Range. 5E.

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

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

9. The available capacity of reservoir in acre feet.

Ans. 1.2 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. 2.7 acre feet

Ans.

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. Standard plans.


Acting Regional Forester