No. 1637-3Water Division No. 3 JAMES RIVER District

(Blanks to be Filled by the Engineer for the W. R. C.)

VESTED RIGHTSTATE WATER RESOURCES COMM.  
PIERRE, SOUTH DAKOTA

## APPLICATION FOR PERMIT

## To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant South Dakota Department of Game, Fish and Parks  
 Postoffice address Pierre, County Hughes, State South Dakota

- I. If a corporation \_\_\_\_\_  
 (a) Name of same \_\_\_\_\_  
 (b) Date and place of incorporation \_\_\_\_\_  
 (c) Amount of capital stock \_\_\_\_\_  
 (d) Amount paid in \_\_\_\_\_  
 (e) Names and addresses of directors \_\_\_\_\_

(NOTE—A certified copy of articles of incorporation must accompany the application.)

## II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others or by direct labor) \_\_\_\_\_  
 (b) Cash on hand, \$ \_\_\_\_\_ (c) Treasury stock, \$ \_\_\_\_\_  
 (d) Bonds to be issued, \$ \_\_\_\_\_ (e) Other resources, \$ \_\_\_\_\_

2. Name of diversion work JONES LAKE - Hand County  
As required to fill lake to outlet level - approximately 245  
 3. Amount of water claimed acre feet per year-cubic feet per second  
 4. Source of water supply Drainage by run-off from watershed Turtle Creek  
 5. Location of point of diversion One point in the watershed located in the NE 1/4 25-112-68  
and SW 1/4 25-112-68 on \_\_\_\_\_ bank \_\_\_\_\_ County.  
 6. Annual period or periods during which water is to be used continuously  
 7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system? \_\_\_\_\_  
 (a) Number of acres to be irrigated \_\_\_\_\_ acres.

- (b) Legal subdivisions to be irrigated \_\_\_\_\_

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.) To the ordinary high water mark

of inundated portion of Section 25, 26-112-68.

## II. Stockwatering, mining, milling, power, fish culture, fire protection and public recreation.

- (a) Nature of use Public recreational uses  
 Name any of the above uses claimed

- (b) Amount of power to be generated \_\_\_\_\_ horse power.  
 Amount claimed for engine cooling \_\_\_\_\_

- (c) Location of plant \_\_\_\_\_

- (d) Method of developing power \_\_\_\_\_

- (e) Point where water will be returned to stream \_\_\_\_\_

V/R.

## 8. Estimated cost of work:

(a) Head Gates, \$..... (b) Pumping plant, \$.....  
 (c) Fluming, \$..... (d) Canal-earth, \$..... Rock, \$.....  
 (e) Other structures ..... \$..... Total, \$.....

## 9. Description of diversion works:

## I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

## II. Dimensions of works.

(a) Dam: Height 18 feet; length at bottom 600 feet; length at top 750 feet; thickness at bottom 146 feet; thickness at top 16 feet; slope at front water face 3:1; slope at back face 2:1; material used in construction Clay  
 (b) Reservoir: Capacity when filled 680 acre feet. Surface area at highwater mark 85 acres.

| DEPTH AT<br>OUTLET-FEET | SURFACE AREA AT EACH<br>DEPTH AT OUTLET --ACRES | ACRE-FOOT<br>CAPACITY |
|-------------------------|-------------------------------------------------|-----------------------|
|                         |                                                 |                       |
|                         |                                                 |                       |
|                         |                                                 |                       |
|                         |                                                 |                       |
|                         |                                                 |                       |
|                         |                                                 |                       |
|                         |                                                 |                       |
|                         |                                                 |                       |
|                         |                                                 |                       |

(c)\* Head gate: Width.....feet; height.....feet;  
 Material .....  
 (d) Canal: Total length .....miles.

| LOCATION BELOW<br>HEADGATE | DEPTH      | BOTTOM<br>WIDTH | WIDTH AT<br>WATER-LINE | GRADE<br>PER MILE |
|----------------------------|------------|-----------------|------------------------|-------------------|
| At ..... Mile              | ..... feet | ..... feet      | ..... feet             | ..... feet        |
| At ..... Mile              | ..... feet | ..... feet      | ..... feet             | ..... feet        |
| At ..... Mile              | ..... feet | ..... feet      | ..... feet             | ..... feet        |
| At ..... Mile              | ..... feet | ..... feet      | ..... feet             | ..... feet        |
| At ..... Mile              | ..... feet | ..... feet      | ..... feet             | ..... feet        |
| At ..... Mile              | ..... feet | ..... feet      | ..... feet             | ..... feet        |

(Give dimensions where reductions in size are made.)

10. Time required for completion of work Completed - not applicable11. Time required for complete application of water to the proposed beneficial use completed years.12. Choice of newspaper for publication of notice of intention to appropriate not applicable

STATE OF SOUTH DAKOTA

County of Hughes }

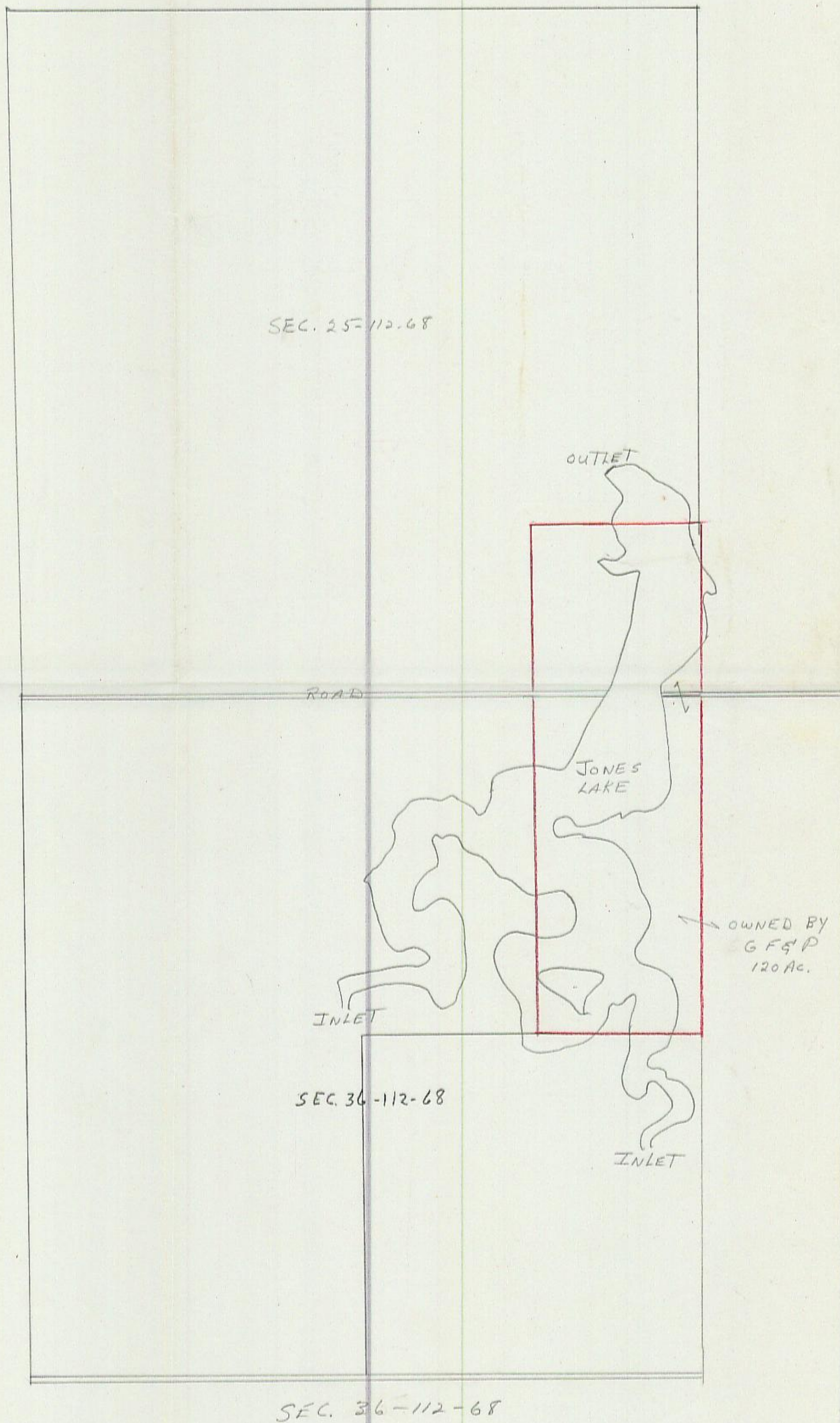
I, R. A. Hodgins, being first duly sworn on my oath depose and say: That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

Signed

Subscribed and sworn to before me this 21<sup>st</sup> day of Oct 1968

Notary Public (or other qualified officer.)

MB 1931-3



Jones Lake  
Hand co.  
State Land outlined in red.

1637-3

Remarks by State Water Resources Commission:

"VESTED RIGHT CLAIMED"

STATE OF SOUTH DAKOTA

County of HUGHES ss.

Pierre, South Dakota, DECEMBER 13, 1968

This is to certify that the foregoing application was received by the Commission at 3:30 o'clock

P m. upon the 21<sup>ST</sup> day of OCTOBER, 1968

State Water Resources Commission

By:

Durston J. Junc  
for Chief Engineer, Executive Officer

Number of permit 1637-3

Date of first receipt of application OCTOBER 21, 1968

Date of return to applicant for correction, amendments or changes required as follows: \_\_\_\_\_, 19\_\_\_\_

Date of receipt of corrected application \_\_\_\_\_, 19\_\_\_\_

Date from which applicant may claim right 1936, 19\_\_\_\_

Approved DECEMBER 13, 1968 Recorded in Book 10 Page 300

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is ~~to be completed~~ on or before \_\_\_\_\_

2nd. The whole of said work is ~~to be completed~~ on or before \_\_\_\_\_

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

COMPLETED, \_\_\_\_\_

4th. The water appropriated shall be used for the purpose of PUBLIC RECREATION

5th. 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 injuriously affected by this appropriation.

6th. The amount of the appropriation herein granted shall not exceed 245 ACRES FEET ANNUALLY ~~cubic feet per second~~; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for ~~the production of crops~~ in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually USED FOR PUBLIC RECREATION

and beneficially applied for irrigation on or before JUNE 30, 1965; said water to be used during the following described annual period:

CONTINUOUSLY

Witness my hand this 13<sup>TH</sup> day of DECEMBER, 1968.

State Water Resources Commission

By:

Chief Engineer, Executive Officer

Certificate of Construction issued DECEMBER 13, 1968

Water License issued DECEMBER 13, 1968

Permit No. 1637-3Water Division No. 3 JAMES RIVER Water District

## Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to Certify, That the Department of Game, Fish and Parks

of Pierre, County of Hughes, and State of South Dakota, the holder of Vested Right of Permit No. 1637-3, issued upon Application No. 1637-3 bearing date of priority of 1936, authorizing the diversion of 245 acre feet annually per second of the waters of Turtle Creek County of Hand, State of South Dakota, at a point in the NE 1/4, Section 25, T112N, R68W for public recreation purposes, has fully complied with the provisions of the laws of the State of South Dakota relating to proof of completion of the works of diversion set out and described in said Permit; that said works are recognized as satisfactory condition for diverting and conveying to the place of intended use 245 acre feet annually per second of water; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: to be used for public recreation purposes

Witness my hand this 13th day of December A. D. 19 68

State Water Resources Commission

By:

J. W. GRIMES  
Chief Engineer, Executive Officer

## STATE OF SOUTH DAKOTA

## WATER LICENSE No. 1637-3

WHEREAS, On the 21st day of October A. D. 1968

the Department of Game, Fish and Parks

of Pierre County of Hughes and State of  
 South Dakota duly made application (No. 1637-3) to us for a permit to use 245 acre feet a  
 annually  
 of the waters of Tuttle Creek  
 County of Hand, State of South Dakota, for public recreation  
 purposes; and

WHEREAS, On the 13th day of December A. D. 1968  
 Vested Right  
 Permit No. 1637-3 was issued to said applicant for the diversion of said water, and recognizing  
 completion of the works of diversion therein described as follows:  
 and of the application to beneficial use of said  
 water on or before  
 and,

WHEREAS, On the 21st day of October A. D. 1968  
 the holder of said permit duly made proof of the completion of adequate works for the diversion of 245 acre  
 feet annually of said waters, as evidenced by our Certificate No. 1637-3  
 dated December 13, 1968 confirming the completion of works of sufficient capacity for  
 diverting and conveying to the place of intended use 245 acre feet annually  
 of water, with date of  
 priority of 1936 and,

WHEREAS, On the 21st day of October A. D. 1968  
 proof was duly made of the application to beneficial use of 245 acre feet annually  
 of said water;

NOW, THEREFORE, By the virtue of the authority vested in us by the laws of the State of South Dakota,  
We hereby grant and confirm to the Department of Game, Fish and Parks  
of Pierre Vested right the holder and owner of said permit No. 1637-3  
a water right, dating from 1936 to the use of 245 acre feet  
~~XXXXXX~~ annually  
~~XXXXXX~~ of the waters of Turtle Creek  
in the County of Hand and State of South Dakota, or so much thereof as may be  
necessary for the purposes hereinafter mentioned, to be diverted at a point in the NE 1/4,  
Section 25, T112N, R68W  
and ~~XXXXXX~~ stored in place

for the purpose of public recreation, subject to any limitations listed in the  
Permit to Appropriate Water, and

subject, however, to the laws of the State of South Dakota applicable to a license for the use of the waters of the  
State, and subject, also to the local or community customs, rules and regulations which have been or may be  
adopted from time to time by a majority of the users from a common source of supply, canal or lateral from  
which such water may be taken, when such rules and regulations have for their object the economical use of such  
water.

WITNESS, My hand and seal of our office at Pierre, South Dakota,  
this 13th day of December A. D. Nineteen  
Hundred and Sixty-eight.

State Water Resources Commission

By:

J.W. GRIMES  
Chief Engineer, Executive Officer

STATE OF SOUTH DAKOTA  
Water License No. \_\_\_\_\_  
To \_\_\_\_\_  
\_\_\_\_\_  
Source of Supply \_\_\_\_\_  
\_\_\_\_\_  
County \_\_\_\_\_  
Am't \_\_\_\_\_ c. f. s.  
Point of Diversion \_\_\_\_\_  
\_\_\_\_\_  
Place of Use \_\_\_\_\_  
\_\_\_\_\_  
Purpose \_\_\_\_\_  
\_\_\_\_\_  
Date of Priority \_\_\_\_\_  
Recorded \_\_\_\_\_  
In Book \_\_\_\_\_ of \_\_\_\_\_ Page \_\_\_\_\_

Location No. ....

Water Division No. .... Water District

# Proof of Application of Water to Beneficial Use

## PETITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. South Dakota Department of Game, Fish and Parks

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business (if a foreign corporation, give name and postoffice of statutory agent,) your position with reference to same, and your authority for appearing in its behalf.

Ans. ....

Ques. 3. State date of posting and date of recording notice of appropriation.

Ans. ....

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. One point in the watershed located in the NE 1/4 Sec 1 - 25-112-68 ; 36-112-68

Ques. 5. Describe your works of diversion giving length and height of each dam and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use, and date of completion of same.

Ans. Earth Dam - approximately 600 feet long, 18 feet high

Impoundment of 85 acres at dam site

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Fish and wildlife propagation, conservation and recreation

Ques. 7. If for other than irrigation purpose, state how applied, amount of horse power generated, etc.

Ans. Used in place in lake or reservoir

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. As required to fill lake to outlet level - approximately 245 acre feet per year

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. ....

Ques. 10. State when, how, in what amount and to what extent, the water diverted under above mentioned permit has been used.

Ans. ~~Been in use ever since 1936 when dam was constructed, used by the public~~  
~~for the uses specified except for that amount lost by evaporation and seepage~~

(Sign) *R A Hodgins*

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in *Pierre*, County of *Thurgood*

State of South Dakota, on this *21st* day of *Oct* A. D. 19*68*  
*Edna M. Canby* } Witnesses.

I, the undersigned, do hereby certify that I am a duly qualified elector residing in the immediate vicinity of the diversion works designated in the foregoing testimony, that I have no interest in the works, water or land above described, that I have read the foregoing testimony and that I know of my own personal knowledge that the matters therein stated are true.

Location No. -----

PROOF OF APPLICATION OF  
WATER TO BENEFICIAL USE

PETITION OF HOLDER

Amount of Water ----- c. f. s.

Source -----

County -----

Purpose -----

Place of Use -----

Date of recording -----

Received and filed -----



**South Dakota Department of  
Water & Natural Resources**

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

September 21, 1988

Richard Beringson, Secretary  
Department of Game, Fish and Parks  
Anderson Building  
445 E Capitol  
Pierre SD 57501

Dear Mr. Beringson:

I am writing to notify you that pursuant to the Notice of Intent to Validate Vested Water Right Claims dated June 20, 1988 that I intend to oppose validation of all Department of Game, Fish and Parks Vested Water Right Claims for lakes for the following reasons:

1. Until the outlet elevation for each lake is surveyed and the outlet elevation is set by the Water Management Board.
2. To allow the Vested Water Right Claim to be amended, if necessary, as follows:
  - a) Include the outlet elevation;
  - b) To correct the amount of water claimed;
  - c) To add the qualification that a vested claim is subject where necessary to installation of a concrete outlet structure to assure retention of the outlet as the established elevation; and
  - d) To add any amendments and qualifications necessary to clarify a Vested Right Claim.

Also, that I intend to oppose validation of all Department of Game, Fish and Parks Vested Water Right Claims for dams to allow the Vested Water Right Claim to be amended, if necessary, as follows:

1. To include the spillway elevation;
2. To correct the amount of water claimed; and
3. To add any amendments and qualifications necessary to clarify a Vested Right Claim.

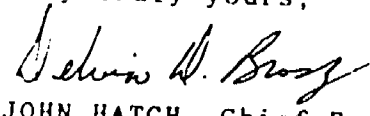


September 21, 1988  
Richard Beringson, Secretary  
Page 2

We will be working with your staff on these validations. We have already discussed setting outlet elevations before validating claims for lakes. Although the work necessary to complete the validation process will take several years to complete, the results should be of benefit to the public and to your Department. As the work is completed to validate each claim, the claim will be presented to the Water Management Board for validation.

Please advise if you have any questions.

Very truly yours,

  
/ JOHN HATCH, Chief Engineer  
Water Rights Division  
605 773-3352

cc: Ron Koth, Department of Game, Fish and Parks



**DEPARTMENT of AGRICULTURE  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 E. CAPITOL AVE  
PIERRE SD 57501-3182  
danr.sd.gov

October 27, 2023

**NOTICE OF HEARING**

TO: Kevin Robling, Secretary  
South Dakota Department of Game, Fish and Parks  
523 East Capitol Avenue  
Pierre SD 57501

FROM: Eric Gronlund, Chief Engineer  
Water Rights Program, DANR

SUBJECT: Validation of Recognized Vested Water Right Claim No. 1637-3, Jones Lake

A Notice of Intent to validate recognized Vested Water Right Claim No. 1637-3 for Jones Lake in Hand County was published in the Miller Press on June 8 and 15, 1988. The Notice was published to validate the claim for sufficient water to annually fill Jones Lake to the outlet elevation or to the elevation necessary to maintain the ordinary high water mark, whichever is lower. The Chief Engineer petitioned opposing validation of all Department of Game, Fish and Parks vested water right claims for dams, to include the spillway elevation, correct the amount of water claimed, and add any amendments and qualifications, necessary to clarify the vested right claim. Recently, Water Rights Program staff were in the Jones Lake area and surveyed the primary spillway crest elevation. Validation of the vested right claim can now proceed.

I am recommending the Water Management Board validate the recognized Vested Water Right Claim No. 1637-3 for sufficient water annually to maintain the water level to the spillway elevation of 1626.39 feet mean sea level (NAVD88). The storage at this elevation is approximately 410 acre feet of water. The recommendation is enclosed.

The Water Management Board will consider validation of Claim No. 1637-3 at 9:30 A.M. (Central Time) on December 6, 2023, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, Pierre, SD. The agenda time is an estimate and may be delayed due to prior items on the agenda. Applicable provisions of the published notice of intent to validate Claim No. 1637-3 will still apply at this hearing.

Contact Ron Duvall or myself if you have any questions at (605-773-3352).

Enclosure

c: Charles McGuigan, Deputy Attorney General

## CERTIFICATION

The undersigned hereby certifies under the penalty of perjury that a true and correct copy of a Notice dated October 27, 2023, with a recommendation regarding validation of Recognized Vested Water Right Claim No. 1637-3, was served upon the following by hand delivery on October 27, 2023.

Kevin Robling, Secretary  
South Dakota Department of Game, Fish and Parks  
523 East Capitol Avenue  
Pierre SD 57501

Above also Sent Inter-office to:

Charles McGuigan, Deputy Attorney General  
1302 East Highway 14, Suite 1  
Pierre SD 57501-8501

Vickie Maberry  
Vickie Maberry  
Water Rights Program, DANR

STATE OF SOUTH DAKOTA     )  
                                          ) SS  
COUNTY OF HUGHES         )

Sworn to, before me, this 27 day of October, 2023

R. Rodriguez  
Rachel Rodriguez  
Notary Public  
My Commission expires May 16, 2029





**DEPARTMENT of AGRICULTURE  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 E. CAPITOL AVE  
PIERRE SD 57501-3182  
danr.sd.gov

**RECOMMENDATION OF CHIEF ENGINEER ON VALIDATION OF  
RECOGNIZED VESTED WATER RIGHT CLAIM NO. 1637-3 for JONES LAKE,  
DEPARTMENT OF GAME, FISH and PARKS**

Pursuant to SDCL 46-2A-2, the following is the recommendation of the Chief Engineer, Water Rights Program, Department of Agriculture and Natural Resources concerning validation of Recognized Vested Water Right Claim No. 1637-3, Department of Game, Fish and Parks, c/o Kevin Robling, Secretary, 523 E. Capitol Avenue, Pierre, SD.

The Chief Engineer of the Water Rights Program recommends VALIDATION of recognized Vested Water Right Claim No. 1637-3 for sufficient water to maintain the water level to the Jones Lake dam's primary spillway elevation of 1626.39 feet mean sea level (NAVD88). The vested water right will have a priority date of January 1, 1936.

This recommendation is based on the recently surveyed primary spillway elevation.

Eric Gronlund, Chief Engineer  
October 27, 2023

## Water Rights File Documentation

Name of file (or person): Jones Lake Dam (SD00758) & Vested Water Right Claim No. 1637-3

Date: October 11, 2023

RE: Primary spillway crest survey

Comments:

On October 10, 2023, staff from the Water Rights Program surveyed the primary spillway (concrete chute spillway) crest of Jones Lake Dam (NID# SD00758). The survey was done using RTK VRS Surveying with Trimble TSC2/5800. The surveyed elevation was 1626.39 US survey feet (NAVD88). Vested Water Right Claim No. 1637-3 for approximately 245 acre-feet per year as required to fill the lake to outlet level was filed in 1968 by the South Dakota Department of Game, Fish, and Parks requesting a priority date of 1936. In 1988, then Water Rights Chief Engineer John Hatch opposed the validation of the vested water right claim until the outlet elevation for the lake could be surveyed.

The information for the dam on file with the Water Rights Program was reviewed. The 1978 USACE Phase I Inspection Report lists the construction date for Jones Lake Dam as 1938 by the WPA. However, a report on the dams of South Dakota to the State Planning Board with a transmittal date of May 1, 1937, indicates a completed WPA dam at the approximate location of Jones Lake dam. The original plans for the dam are not available.

Since the construction of this dam and the filing for the vested water right, there have been several projects related to the spillways at this dam. From a review of the records on file with the Water Rights Program, these are summarized below.

- 1960 -new concrete approach apron primary spillway
- 1972-dike constructed across primary spillway approach and all flows diverted through the earthcut secondary spillway. (Phase I inspection lists crest of secondary spillway as 1.5 ft height then the crest of the primary spillway.)
- 1978-dike across primary spillway approach raised and widened.
- 1989-concrete chute spillway repaired (diked at 1.57 ft above spillway crest), 36 inch CMP drop inlet structure added (with inlet at same elevation as primary spillway crest), earth cut spillway returned to being secondary spillway (crest of secondary raise 1 ft via dike)
- 1994- concrete chute spillway repaired (1994 inspection report notes this is the original primary spillway structure), new discharge channel for CMP conduit, gabion structures added to exit of earth cut secondary spillway (crest of earthcut spillway 2.7 ft above crest of concrete chute spillway).
- 1998-inspection reports indicate a sheet of plywood was placed over the inlet to the conduit. Plywood continues to be noted until the 2019 inspection.
- 2019- CMP conduit is removed.

Based on the available history of the dam, the crest of the concrete chute primary spillway structure is the best available survey location to establish an outlet elevation for the vested water right claim. Based on the staged storage curve in the Phase I inspection report storage at the concrete primary spillway is approximately 410 acre-feet (normal storage). A normal storage of 550 acre-feet has historically (and incorrectly) been reported on inspection reports and submitted to the inventory for several years, this is due to the normal storage of the dam being estimated at the crest of the earth cut spillway (1.5 ft above the crest of the concrete chute spillway) during the Phase I inspection. Since at the time of the inspection the crest of earth cut spillway was governing normal pool, because the concrete chute spillway had been diked off.

  
Whitney Kiltz  
Natural Resources Engineer

## REISSUED

### STATE OF SOUTH DAKOTA

#### VESTED RIGHT WATER LICENSE NO. 1637-3

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- (1) The South Dakota Department of Game, Fish and Parks, 523 East Capitol Avenue, Pierre SD 57501 was issued Water License No. 1637-3 for a vested right claim for Jones Lake located in Hand County, South Dakota for public recreation purposes.

On December 6, 2023, the Water Management Board validated Vested Right No. 1637-3. Vested Right No. 1637-3 is being reissued to reflect the spillway elevation as it currently exists.

- (2) Water in Jones Lake has been applied to beneficial use in accordance with South Dakota State Law. Pursuant to South Dakota Codified Law 46-5-30.1, the South Dakota Department of Game, Fish and Parks holds Vested Water Right No. 1637-3. The license is reissued, bearing a priority date of January 1, 1936.

The spillway for Jones Lake is located in the NE 1/4 SE 1/4 Section 25 T112N-R68W. The South Dakota Department of Game, Fish and Parks vested water right claim is validated for sufficient water to maintain the water level up to 1,626.39 feet mean sea level (NAVD88).

- (3) Water Rights obtained in compliance with the laws of State of South Dakota must not be unlawfully impaired by this appropriation.



Eric Gronlund, Chief Engineer  
Water Rights Program  
Department of Agriculture and Natural Resources

DEC 13 2023

date





**DEPARTMENT of AGRICULTURE  
and NATURAL RESOURCES**

JOE FOSS BUILDING  
523 E CAPITOL AVE  
PIERRE SD 57501-3182  
danr.sd.gov

DEC 13 2023

South Dakota Dept. of Game, Fish & Parks  
c/o Keven Robling, Secretary  
523 East Capitol Avenue  
Pierre SD 57501

Dear Mr. Robling:

Enclosed is the Validated Vested Water Right No. 1637-3 held by the Department of Game, Fish and Parks. 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.

Sincerely,

Eric Gronlund, Chief Engineer  
Water Rights Program  
(605) 773-3352

enclosures