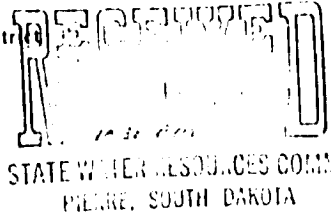


Water Right Number 1766-3

1. Considered September 9, 19 70
2. Name of Applicant Dept, of Game, Fish and Parks
3. Post Office Address Pierre, S.D.
4. Amount of water claimed 38 acre feet annually
5. Source of water supply Dry Draw
6. Water to be used for public recreation
Acres to be irrigated ---
7. Water to be diverted and used in Jerauld County
about 8 W 8 S Miles --- of WESS SPRINGS
8. Proof of Publication
Received 9.3.70
Not received ---
9. Application
Approved ---
Subject to ---
Not approved ---
Action deferred ---
10. Remarks:

No. 1766-3

Map No. _____ Water Division No. 3 MISSOURI RIVER District _____
(Blanks to be filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

To Appropriately Water within the State of South Dakota

(NOTE: Draw a line through items not applicable)

- Name of Applicant Dept. of Game, Fish & Parks
Postoffice address Pierre State South Dakota
If a corporation show date and place of incorporation _____
- Method of accomplishing work (contract, employment of others, or by direct labor) Contract
- Name of diversion work Crow Lake Diversion
- Amount of water claimed (cubic feet per second) 38 ac feet annually
- Source of water supply dry draw
- Location of point of diversion SE 1/4 of Sec. 27, Twp. 106, Rge. 66
County Jerauld
- Annual period or periods during which water is to be used continuous
- Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) public recreation
- For irrigation use, Total number of acres to be irrigated _____

List below each forty-acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

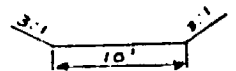
Land Description	No. Acres Irr.	Land Description	No. Acres Irr.

Attach sheet if more space is needed

- Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 5 years.
- Choice of newspaper for Notice of Intent to Appropriately Water publication Wessington Springs
- Principal Features of the Proposed Water Supply System.

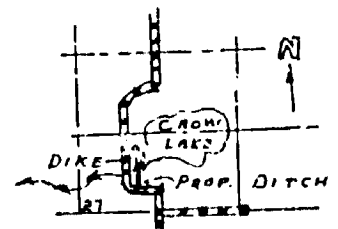
A. Works proposed to divert water from its natural source.

Size proposed div structure
A ditch 10 feet wide at bottom 3:1 slopes



B. Works proposed to transport water to place of use.

Length & size of ditch
300 feet x 10 feet x (4' to 0') 3:1 slopes



C. Works proposed to apply water to beneficial use.

Used in place in Crow Lake for recreation

Estimated Total Cost \$ _____

Attachments: Attach Form 2A if diversion from a well or dugout, or if storage of water, is proposed. Attach map (See instructions concerning preparation)

STATE OF SOUTH DAKOTA)

County of Hughes)

I, R. A. Hodgson the applicant, certify that I have read the foregoing application and 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 R. A. Hodgson

Subscribed and sworn to before me this 13th day of July 1970

Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1766-3DEPT. OF GAME, FISH & PARKS
(Applicant)PIERRE
(Post Office Address)SOUTH DAKOTA
(State)

With the following modifications

Date of first receipt of application JULY 16, 1970Date of return to applicant for correction, amendments or changes required —, 19—Date of receipt of corrected application —, 19—Approved SEPTEMBER 10, 1970, Recorded in Book 11 Page 179WATER RIGHT PERMIT NO. 1766-3The Water Resources Commission hereby grants and issues this Water Right Permit No. 1766-3 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is JULY 16, 1970
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before MARCH 10, 1973
3. The whole of said work is to be completed on or before SEPTEMBER 10, 1975
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is SEPTEMBER 10, 1975
5. The water appropriated shall be used for the purpose of PUBLIC RECREATION

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 injuriously affected by this appropriation.

7. The amount of the appropriation herein granted shall not exceed 38 ACRE FEET ANNUALLY neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for ~~domestic and stock use~~ used for PUBLIC RECREATION actually and beneficially applied for irrigation on or before SEPTEMBER 10, 1975; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 10TH day of SEPTEMBER, 1970

WATER RESOURCES COMMISSION

By:

[Signature]
Chief Engineer, Executive OfficerCertificate of Construction Issued NOVEMBER 30, 1973Water License Issued NOVEMBER 30, 1973

WATER LICENSE NO. 1766-3

(1) WHEREAS, On the 16th day of July A. D. 19 70
the Department of Game, Fish and Parks

made Water Right Application No. 1766-3 for a permit to use 38 acre feet annually of the waters of a dry draw

County of Jerauld State of South Dakota, for public recreation purposes; and

(2) WHEREAS, On the 10th day of September A. D. 19 70
Permit No. 1766-3 with a date of priority of July 16, 1970

was issued to said applicant for the diversion of said water, and provided for the completion of construction of the water supply system therein described on or before the 10th day of September A. D. 19 75 and for the application to beneficial use of said water on or before the 10th day of September A. D. 19 75

and:
(3) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to completion of the construction of the water supply system and is entitled to divert 38 acre feet annually of water for beneficial use and.

(4) WHEREAS, It is hereby certified that the applicant has complied with the provisions of the laws of the State of South Dakota relating to the application of water to beneficial use of the following extent.
water is diverted into Crow Lake and stored in place for public recreation purposes.

(5) 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, S.D.

the holder _____ and owner _____ of said permit No. 1766-3 a water right, dating from a dry draw
38 acre feet annually to use of _____ ~~of the waters~~

of a dry draw

in the County of Jerauld and State of South Dakota, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the NW¼ SE¼, Section 27, T106N, R66W

and ~~which shall be used exclusively for the purpose of~~
conducted to Crow Lake and stored in place

for the purpose of public recreation

Subject to any limitations listed in Water Right Permit No. 1766-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 30th day of November A. D.
Nineteen Hundred and Seventy - three

WATER RIGHTS COMMISSION

By: _____
Chief Engineer, Executive Officer **J.W. GRIMES**

Permit No. 1766-3

Water Diversion No. 3 MISSOURI RIVER Water District

CERTIFICATE OF CONSTRUCTION

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

_____ the holder _____ of
Permit No. 1766-3, issued upon Application No. 1766-3, bearing date of priority of July 16,
1970 38 acre feet annually
authorizing the diversion of ~~South Dakota~~ of the waters of _____
a dry draw County of Jerauld, State of South Dakota at _____
a point in the NW 1/4 SE 1/4, Section 27, T106N, R66W

_____, for public recreation

purposes, has _____ 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 found in satisfactory
condition for diverting and conveying to the place of intended use total runoff from the dry draw.
~~xxxxxx~~

Date November 30, 1973

WATER RIGHTS COMMISSION
By _____

DONALD DRISCOLL, Chief Engineer

1766-3

Publish first publication, on or before August 13, 1970

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

August 3, 1970

Notice is hereby given that the Department of Game, Fish and Parks
whose post office address is Pierre, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use
38 acre feet annually of water
cubic feet of water per second of time from the a dry draw through the
Crow Lake Diversion, the point of diversion of which is to be located in the

NW 1/4 SE 1/4

of Section 27, Twp. 106N, Range 60W. Said water to be used for the purpose
of providing irrigation on the following described land:

stabilizing the level of Crow Lake for recreation purposes.

This application No. 1766-3 will be considered by the Water Resources Commission at their office at
Pierre upon the 9th day of September, 1970, at 2:00 P.M. All interested
persons may appear and be heard.

WATER RESOURCES COMMISSION

By:

cc: R.A. Hodgins, Director
Dept. Game, Fish & Parks
Pierre, S.D.

BURTON F. JONES, Water Rights Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Verard) ss.

I, A. C. Webb hereby

certify that the annexed printed copy of Notice of Intent to Appropriately
Water was taken from the Wessington Springs
INDEPENDENT

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 Wessington Springs

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

Aug. 6

Aug 13

Aug 20

Aug 27

(Signature) A. C. Webb

publisher
(Title)

8-27-70
(Date Signed)

NOTICE
INTENT TO APPROPRIATE
WATER

August 3, 1970
Notice is hereby given that
the Department of Game, Fish
and Parks whose post office ad-
dress is Pierre, South Dakota, has
made an application in accord-
ance with the provisions of the
water laws of South Dakota for
a permit to appropriate for ben-
eficial use 38 acre feet annually
of water of time from a dry
draw through the Crow Lake Di-
version, the point of diversion
of which is to be located in the
NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 27, Twp.
106N, Range 66W. Said water to
be used for the purpose of stab-
ilizing the level of Crow Lake
for recreation purposes.

This application No. 1766-2
will be considered by the Water
Resources Commission at their
office at Pierre up to the 9th
day of September, 1970, at 2:00
p.m. All interested persons may
appear and be heard. Water
Resources Commission. By: BUR-
TON F. JONES, Water Rights
Specialist. cc: R. A. Hodgins,
Director Dept. Game, Fish and
Parks, Pierre, S. D. c-44-25-48-47

RECEIVED
SEP 3 1970

STATE WATER RESOURCES COMM
PIERRE, SOUTH DAKOTA

Permit No. 1766-3

Water Division 3 Missouri River Water District

REPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

Rights

TO: Water ~~Resource~~ Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by the Department of
Game, Fish & Parks of Pierre, S.D. holder
of Permit No. 1766-3, bearing date of priority of July 16, 19 70
authorizing the diversion of 38 acre feet annually ~~surface~~ of the waters of a dry draw
for public recreation purposes, in Jerauld County.

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

The Water Use System consists of,

A. Works used to divert the water:

load ditch block plus dike

B. Works used to transport water to place of use,

Ditch about 150 feet long, bottom width 10 feet, side slopes 3 - 1, and average depth of 1½ feet.

C. Works used to apply water to beneficial use.

The water is diverted into Crow lake

The system is in the following condition: very good

The point of diversion is located in the NW¼ SE¼ of Sec. 27, T106N, R66W

The works are capable of diverting and conveying to the place of use total runoff from the dry draw
cu. ft. per second of water which is to be used for public recreation

Water has been put to beneficial use to the maximum extent as follows: the system has been constructed
and all of the runoff from the dry draw is diverted into Crow Lake to increase
recreational value of the lake.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

Date November 19, 1973

Donald Driscoll
(Signature)

DONALD DRISCOLL, Chief Engineer, XXXX W.R.C.