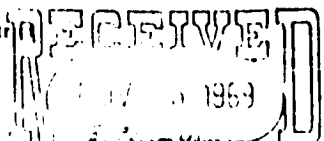


No. 1860-3Map No. _____ Water Division No. 3 MISSOURI RIVER District _____
(Blanks to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

SOUTH DAKOTA WATER RESOURCES COUNCIL
1117 E. 17th Ave., Pierre, S.D. 57501

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 (Flat Lake) (M)
 Postoffice address Pierre, State South Dakota
 If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) _____
3. Name of diversion work Flat Lake (M)
4. Amount of water claimed (cubic feet per second) 213
5. Source of water supply Local Run Off
6. Location of point of diversion T126-R74-S4

CampbellCounty South Dakota

7. Annual period or periods during which water is to be used continuous
8. Use to be made of water (irrigation, industrial, municipal, commercial, recreation, etc.) Public recreation
9. 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

10. Time required to complete construction of water supply system _____ years. Additional time required to complete application of water to the proposed beneficial use _____ years.
11. Choice of newspaper for Notice of Intent to Appropriate Water publication _____
12. Principal Features of the Proposed Water Supply System:

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

71 S.A.
5' MAX. DEPTH

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

C. Works proposed to apply water to beneficial use.

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 Thompson) ss.I, R. D. Hagman, 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

Subscribed and sworn to before me this 13th day of April 1969
William M. Powell
 Notary Public for other qualified officers

WATER RIGHT APPLICATION APPROVAL

The Water Resources Commission hereby approves Water Right Application No. 1860-3

DEPT OF GAME, FISH & PARKS

(Applicant)

PIERRE

(Post Office Address)

SOUTH DAKOTA

(State)

With the following modifications

"VESTED RIGHT" CLAIMED

Date of first receipt of application NOVEMBER 5, 19 71

Date of return to applicant for correction, amendments or changes required —, 19 —

Date of receipt of corrected application —, 19 —

Approved JUNE 11, 19 71, Recorded in Book 12 Page 5

WATER RIGHT PERMIT NO. 1860-3

The Water Resources Commission hereby grants and issues this Water Right Permit No. 1860-3 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 1889

2. The equivalent of at least one-fifth of the work above specified is ~~not~~ completed —

3. The whole of said work is ~~not~~ completed —

4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is COMPLETED

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 213 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 ~~beneficial use~~

~~beneficial use. The amount of water appropriated must be limited to the amount of water actually and beneficially applied to the land to which water is appropriated.~~

USED FOR PUBLIC RECREATION

actually and beneficially applied to ~~the land to which water is appropriated~~ on or before JUNE 30, 19 55; said water to be used during the following described annual period: CONTINUOUSLY

Witness my hand this 11TH day of JUNE, 19 71

WATER RESOURCES COMMISSION

By:

[Signature]
Chief Engineer/Executive Officer

Certificate of Construction Issued JUNE 11, 19 71

Water License Issued JUNE 11, 19 71

Form 2B - Affidavit of Water Use (Supplement to Form 2)

NOTE: This Form is supplemental to Form 2, and is to be used when an affidavit pertaining to construction and water use, already completed, is needed.

AFFIDAVIT OF CONSTRUCTION OF WATER USE
SYSTEM AND APPLICATION OF WATER TO BENEFICIAL USE

Name of Applicant (Same as Form 2) South Dakota Department of Game, Fish & Parks
Post Office Address Pierre, State South Dakota
If a Corporation show date and place of incorporation _____

13. Notice of Appropriation (If available)

Date of Posting _____ Date of Recording _____
Recording Date _____

14. Date of start of construction of water supply system _____

15. Date that water was first applied to beneficial use 1889

16. Name of owner of original water supply system State of South Dakota

17. Amount of water originally applied to beneficial use 213 c. f. s.

18. Present Use of Water

Amount of water now being used 213 c. f. s.
Date that this amount of water was first used 1889

19. Chronological History of Water Use

Attach to this Form 2B, any copies of notices, postings, filings, publications, affidavits, or other records that apply. You may also attach any written statement by you, or by others, that you deem pertinent.

STATE OF SOUTH DAKOTA)
County of Hughes) ss.

I, R. Q. Hodgins, the applicant, certify that I have read the foregoing and that the matters therein stated are true.

Signed _____
Subscribed and sworn to before me this 13th day of June 1969
Edmund M. Croul
(Notary Public or other qualified Officer)

I, the undersigned, do hereby certify that I know about the water use system described above that I have read the foregoing and that the matters therein stated are true.

Permit No. 1860-3

Water Diversion No. 3 MISSOURI RIVER Water District

CERTIFICATE OF CONSTRUCTION

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

Vested Right the holder _____ of
Permit No. 1860-3, issued upon Application No. 1860-3, bearing date of priority of 1889

authorizing the diversion of 213 acre feet annually
local run-off ~~cubic feet per second~~ of the waters of _____
County of Campbell, State of South Dakota at _____
points in Section 4, T126N, R74W

for public recreation (Flat Lake)

purposes, in 8 _____ 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 213 acre feet annually
~~cubic feet per second~~ of water.

Date June 11, 1971

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 1860-3

(1) WHEREAS, On the 5th day of November A. D. 19 69
the Department of Game, Fish and Parks

made Water Right Application No. 1860-3 Vested Right for a permit to use 213 ac.ft. annually ~~beneficial purpose~~ of the water
of local run-off

County of Campbell State of South Dakota, for public recreation

purpose; and

(2) WHEREAS, On the 11th day of June A. D. 19 71
Vested Right
Permit No. 1860-3, with a date of priority of 1889

was issued to said applicant recognizing for the diversion of said water, ~~and pursuant to~~ the completion of construction of the water
supply system therein described ~~on or before the~~ date of 6-17-71 and ~~date~~ the
application to beneficial use of said water ~~on or before the~~ date of 6-17-71

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 213 acre feet annually
~~purpose~~ 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 used in place for public recreational 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, South Dakota

the holder Vested Right and owner _____ of said permit No. 1860-3 a water right, dating from 1889

_____ to use of 213 acre feet annually ~~acre feet per year~~ of the water

of local run-off

in the County of Campbell and State of South Dakota, or so much thereof as may be necessary for the

purposes hereinbelow mentioned, to be diverted at points in Section 4, T126N, R74W

and ~~subject to said laws~~ stored in place

for the purpose of public recreation (Flat Lake)

Subject to any limitations listed in Water Right Permit No. 1860-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 11th day of June A. D.
Nineteen Hundred and Seventy-one

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, **J.W. GRIMES**

**OVERSIZE
DOCUMENT IS
SUPPLEMENTARY
TO MICROFILM FILE**

**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.

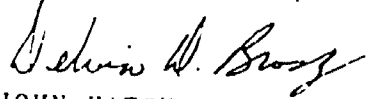


September 21, 1988
Richard Reringson, Secretary
Page 2

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 Water & Natural Resources

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

816-3, 817-3, 818-3, 819-3
831-3, 1859-3, 1860-3

May 27, 1988

THE PRAIRIE PIONEER
BOX 218
POLLOCK, SD 57648

Dear Sir:

Enclosed is a Notice to Validate Vested Water Right Claims. Please publish this notice once each week for two consecutive weeks in your paper. The first publication should be on or before June 23, 1988 with second publication 7 days later. The publication should include the table as enclosed so that the information is understood by the reader. We have the table on a computer print file. We could provide you with a computer disk containing the print file if this would be helpful to you.

Please BILL the WATER RIGHTS DIVISION for the cost of publication.

A copy of BOTH publications must be SENT to the WATER RIGHTS DIVISION. **IMMEDIATELY return the FIRST publication with the FIRST transmittal form on the bottom of this page.** The first copy is needed to check the publication for errors so any corrections can be made in the second publication. Publication errors can invalidate the public notice and cause costly delays.

Please be sure the SECOND publication is returned with the enclosed Proof of Publication form. The validations cannot be considered by the Water Management Board until proof of publication has been received.

Sincerely,

John Hatch, Chief Engineer
Water Rights Division
605 773-3352

enclosures

-----CUT HERE-----

FIRST TRANSMITTAL NOTICE

TO: Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

Date _____

We are in receipt of your letter of _____ enclosing Notice to Validate Vested Water Right Claims which was first published in our issue of _____. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper

NOTICE OF INTENT TO VALIDATE VESTED WATER RIGHT CLAIMS

Notice is given that the following vested water right claims in CAMPBELL county are eligible for validation by the Water Management Board pursuant to SDCL 46-2A-17 without a hearing unless a petition to oppose the validation is filed pursuant to SDCL 46-2A-16:

(insert attached table(s))

Any person who wishes to oppose validation of any vested right claim shall, prior to October 1, 1988, file a petition of intent to oppose the validation with the Chief Engineer, Water Rights Division, Department of Water and Natural Resources, Joe Foss Building, 523 East Capitol, Pierre, SD 57501-3181 and with the vested water right holder at the listed address. The petition may be informal, but it must include a statement describing the petitioner's interest in the vested water right claim, the reasons for the petitioner's opposition to the claim, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained.

If a petition of intent to oppose the validation of a recognized vested water right claim is filed, the Chief Engineer will schedule a hearing before the Water Management Board. The parties will be notified of the time and place of the hearing. If no person opposes validation of a recognized vested water right claim pursuant to SDCL 46-2A-16, the Water Management Board will issue an order pursuant to SDCL 46-2A-17, validating the vested water right claim.

The validations are made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-3.1, 46-2-9, 46-2-11, 46-2-17; 46-2A-16 thru 46-2A-18; 46-5-1 thru 46-5-6.1, 46-5-8.2, 46-5-13 thru 46-5-15, 46-5-30.2 thru 46-5-37.1, 46-5-46, 46-5-49; 46-6-1 thru 46-6-3, 46-6-6, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-6-21; 46-7-1 thru 46-7-5.3, 46-7-12, 46-7-14, 46-7-15 and Board Rules ARSD 74:02:01:01 thru 74:02:01:05.03 and 74:02:01:20 thru 74:02:01:22.

Any person wishing further information, a copy of the vested water right claim list for another county or a summary of South Dakota Water Law and Water Rights Information can contact the Chief Engineer, Water Rights Division, Joe Foss Building, 523 East Capitol, Pierre, SD 57501-3181, (605 773-3352).

COUNTY: CAMPBELL

PERMIT NUMBER	NAME	ADDRESS	DIVERSION POINT			WATER USED	PRIORITY		SOURCE
			LOCATION	SEC.	TOWNSHIP RANGE		DATE		
816-3 SD GAME, FISH & PARKS	1445 E. CAPITOL PIERRE, SD 57501	NW1/4SE1/4	19	125	N 76 W	*	11/2/1889		DRY RUN CREEK & SAND LAKE
817-3 SD GAME, FISH & PARKS	1445 E. CAPITOL PIERRE, SD 57501	SE1/4NE1/4	15	127	N 74 W	*	11/2/1889		MATSKE LAKE
818-3 SD GAME, FISH & PARKS	1445 E. CAPITOL PIERRE, SD 57501	SW1/4S1/4	11	126	N 77 W	*	11/1/1934		LAKE CAMPBELL
819-3 SD GAME, FISH & PARKS	1445 E. CAPITOL PIERRE, SD 57501	SW1/4NE1/4	4	125	N 74 W	*	11/2/1889		NAMELESS LAKE
831-3 SD GAME, FISH & PARKS	1445 E. CAPITOL PIERRE, SD 57501	NW1/4SE1/4	9	128	N 77 W	*	11/1/1933		CHESTER LAKE
1859-3 SD GAME, FISH & PARKS	1445 E. CAPITOL PIERRE, SD 57501	SECTIONS 10 & 11	126	N 74 W		*	11/2/1889		EAST FLAT LAKE
1860-3 SD GAME, FISH & PARKS	1445 E. CAPITOL PIERRE, SD 57501		4	126	N 74 W	*	11/2/1889		FLAT LAKE

* - THE CHIEF ENGINEER'S RECOMMENDATION WILL BE TO VALIDATE THE WATER RIGHT CLAIM FOR SUFFICIENT WATER TO FILL THE LAKE ANNUALLY TO THE OUTLET ELEVATION OR TO THE ELEVATION NECESSARY TO MAINTAIN THE ORDINARY HIGH WATER MARK, WHICHEVER IS LOWER.

Notice of Intent to Validate Vested Water Right Claims

Notice is given that the following County are eligible for validation by pursuant to SDCL 46-2A-17 without a the validation is filed pursuant to vested water right claim in Campbell the Water Management Board pursuant to hearing unless a petition to oppose SDCL 46-2A-16:

County: Campbell

Diversion Point

Permit Number	Name	Address	Location	Sec.	Township Range	Water Used	Priority Date	Source
816-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	NW1/4SE1/4	19	125 N 76 W	*	11/2/1889	Dry Run Creek & Sand Lake
817-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SE1/4NE1/4	15	127 N 74 W	*	11/2/1889	Matske Lake
818-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SW1/4SW1/4	11	126 N 77 W	*	1/1/1934	Lake Campbell
819-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SW1/4NE1/4	4	125 N 74 W	*	11/2/1889	Nameless Lake
831-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	NW1/4SE1/4	9	128 N 77 W	*	1/1/1933	Chester Lake
1859-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	Sections 10 & 11	11	126 N 74 W	*	11/2/1889	East Flat Lake
1860-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501		4	126 N 74 W	*	11/2/1889	Flat Lake

* The Chief Engineer's recommendation will be to validate the water right claim for sufficient water to fill the lake annually to the outlet elevation or to the elevation necessary to maintain the ordinary high water mark, whichever is lower.

Any person who wishes to oppose validation of any vested right claims shall, prior to October 1, 1988, file a petition of intent to oppose the validation with the Chief Engineer, Water Rights Division, Department of Water and Natural Resources, Joe Foss Building, 523 East Capitol, Pierre, S.D. 57501-3181 and with the vested water right holder at the listed address. The petition may be informal, but it must include a statement describing the petitioner's interest in the vested water right claim, the reasons for the petitioner's opposition to the claim, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained.

SDCL 46-2A-16, the Water Management Board will issue an order pursuant to SDCL 46-2A-17, validating the vested water right claim. The validations are made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14, 46-2-3, 1, 46-2-9, 46-2-11, 46-2-17, 46-2A-16 thru 46-2A-18, 46-5-1 thru 46-5-6, 1, 46-5-8, 2, 46-5-13 thru 46-5-15, 46-5-30, 2 thru 46-5-37, 1, 46-5-46, 46-5-49, 46-6-1 thru 46-6-3, 46-6-6, 46-6-1, 46-6-10, 46-6-13, 46-6-14, 46-6-21, 46-7-1 thru 46-7-5, 3, 46-7-12, 46-7-14, 46-7-15 and Board Rules ARSD 74:02:01:01 thru 74:02:01:05.03 and 74:02:01:20 thru 74:02:01:22.

Any person wishing further information, a copy of the vested water right claim list for another county or a summary of South Dakota Water Law and Water Rights Information can contact the Chief Engineer, Water Rights Division, Joe Foss Building, 523 East Capitol, Pierre, S.D. 57501-3181, (605 773-3352).

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Campbell) ss.

I, Linda Meyer

certify that the attached printed Notice was taken
from the Prairie Pioneer

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 Poole

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

June 23

June 30

Linda Meyer
(Signature)

Prod. Manager
(Title)

6-30-88
(Date Signed)



Cost of Printing: \$ 70.00

Notice of Intent to Validate Vested Water Right Claims

Notice is given that the following County are eligible for validation by pursuant to SDCL 46-2A-17 without a the validation is filed pursuant to vested water right claims in Campbell the Water Management Board pursuant to hearing unless a petition to oppose SDCL 46-2A-16:

County: Campbell

Diversion Point

Permit Number	Name	Address	Location	Sec.	Township Range	Water Used	Priority Date	Source
816-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	NW1/4SE1/4	19	125 N 76 W	*	11/2/1889	Dry Run Creek & Sand Lake
817-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SE1/4NE1/4	15	127 N 74 W	*	11/2/1889	Matske Lake
818-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SW1/4SW1/4	11	126 N 77 W	*	1/1/1934	Lake Campbell
819-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SW1/4NE1/4	4	125 N 74 W	*	11/2/1889	Nameless Lake
831-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	NW1/4SE1/4	9	128 N 77 W	*	1/1/1933	Chester Lake
1859-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	Sections 10 & 11	11	126 N 74 W	*	11/2/1889	East Flat Lake
1860-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501		4	126 N 74 W	*	11/2/1889	Flat Lake

* The Chief Engineer's recommendation will be to validate the water right claim for sufficient water to fill the lake annually to the outlet elevation or to the elevation necessary to maintain the ordinary high water mark, whichever is lower.

Any person who wishes to oppose validation of any vested right claims shall, prior to October 1, 1988, file a petition of intent to oppose the validation with the Chief Engineer, Water Rights Division, Department of Water and Natural Resources, Joe Foss Building, 523 East Capitol, Pierre, S.D. 57501-3181 and with the vested water right holder at the listed address. The petition may be informal, but it must include a statement describing the petitioner's interest in the vested water right claim, the

reasons for the petitioner's opposition to the claim, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained.

SDCL 46-2A-16, the Water Management Board will issue an order pursuant to SDCL 46-2A-17, validating the vested water right claim.

6-21; 46-7-1 thru 46-7-5, 3, 46-7-12, 46-7-14, 46-7-15 and Board Rules ARSD 74:02:01:01 thru 74:02:01:05.03 and 74:02:01:20 thru 74:02:01:22.

If a petition of intent to oppose the validation of a recognized vested water right claim is filed, the Chief Engineer will schedule a hearing before the Water Management Board. The parties will be notified of the time and place of the hearing. If no person opposes validation of a recognized vested water right claim pursuant to

The validations are made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-3, 1, 46-2-9, 46-2-11, 46-2-17; 46-2A-16 thru 46-2A-18; 46-5-1 thru 46-5-6, 1, 46-5-8, 2, 46-5-13 thru 46-5-15, 46-5-30, 2 thru 46-5-37, 1, 46-5-46, 46-5-49; 46-6-1 thru 46-6-3, 46-6-6, 46-6-6, 1, 46-6-10, 46-6-13, 46-6-14, 46-

Any person wishing further information, a copy of the vested water right claim list for another county or a summary of South Dakota Water Law and Water Rights Information can contact the Chief Engineer, Water Rights Division, Joe Foss Building, 523 East Capitol, Pierre, S.D. 57501-3181, (605 773-3352).

GA

Affidavit of Publication

STATE OF SOUTH DAKOTA }
COUNTY OF CAMPBELL } ss:

I, Linda Meyer, being first duly sworn under oath say: the **Prairie Pioneer** is a legal weekly newspaper of general circulation as required by South Dakota Codified Laws, and any acts amendatory thereto, published by Allan and Leah Burke in said county and state, and has been such legal newspaper during the time hereinafter mentioned; that during all of said time as an employee or officer of said newspaper, I have had personal knowledge of the facts stated in this affidavit; that the advertisement headed:

Notice of Intent to Validate Vested
Water Right Claims

A printed copy of which is hereto attached, was printed and published in said newspaper for TWO successive weeks upon the following dates, to wit:

June 23, 1988 19
June 30, 1988 19
19 19
19 19
19 19

That the full amount of the fees charged for publishing the same

to wit: the sum of \$70.00

inures solely to the benefit of the publishers of said newspaper; that no agreement or understanding for any division of this sum has been made with any other person; and that no part of said sum has been agreed to be paid to any person whomsoever.

Linda Meyer



subscribed and sworn to before me this
1st day of July, 1988
Annetta Fetterley
ANNETTA FETTERLEY, Notary Public
CAMPBELL COUNTY, SD
My Commission Expires 7-20-93

Notice of Intent to Validate Vested Water Right Claims

Notice is given that the following County are eligible for validation by pursuant to SDCL 46-2A-17 without a the validation is filed pursuant to vested water right claims in Campbell the Water Management Board pur- hearing unless a petition to oppose SDCL 46-2A-16:

County: Campbell

Diversion Point

Permit Number	Name	Address	Location	Sec.	Township Range	Water Used	Priority Date	Source
816-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	NW1/4SE1/4	19	125 N 76 W	*	11/2/1889	Dry Run Creek & Sand Lake
817-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SE1/4NE1/4	15	127 N 74 W	*	11/2/1889	Matske Lake
818-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SW1/4SW1/4	11	126 N 77 W	*	11/1/1934	Lake Campbell
819-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	SW1/4NE1/4	4	125 N 74 W	*	11/2/1889	Nameless Lake
831-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	NW1/4SE1/4	9	128 N 77 W	*	11/1/1933	Chester Lake
1859-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501	Sections 10 & 11		126 N 74 W	*	11/2/1889	East Flat Lake
1860-3	SD Game, Fish & Parks	445 E Capitol Pierre, SD 57501		4	126 N 74 W	*	11/2/1189	Flat Lake

* The Chief Engineer's recommendation will be to validate the water right claim for sufficient water to fill the lake annually to the outlet elevation or to the elevation necessary to maintain the ordinary high water mark, whichever is lower.

Any person who wishes to oppose validation of any vested right claims shall, prior to October 1, 1988, file a petition of intent to oppose the validation with the Chief Engineer, Water Rights Division, Department of Water and Natural Resources, Joe Foss Building, 523 East Capitol, Pierre, S.D. 57501-3181 and with the vested water right holder at the listed address. The petition may be informal, but it must include a statement describing the petitioner's interest in the vested water right claim, the reasons for the petitioner's opposition to the claim, and the signature and mailing address of the petitioner or his legal counsel if legal counsel is obtained.

If a petition of intent to oppose the validation of a recognized vested water right claim is filed, the Chief Engineer will schedule a hearing before the Water Management Board. The parties will be notified of the time and place of the hearing. If no person opposes validation of a recognized vested water right claim pursuant to

SDCL 46-2A-16, the Water Management Board will issue an order pursuant to SDCL 46-2A-17, validating the vested water right claim.

The validations are made pursuant to the provisions of SDCL 46-1-1 thru 46-1-9, 46-1-14; 46-2-3, 46-2-9, 46-2-17; 46-2A-16 thru 46-2A-18; 46-5-1 thru 46-5-8.2, 46-5-13 thru 46-5-15, 46-5-30.2 thru 46-5-37.1, 46-5-46, 46-5-49; 46-6-1 thru 46-6-3, 46-6-6, 46-6-6.1, 46-6-10, 46-6-13, 46-6-14, 46-

6-21; 46-7-1 thru 46-7-5.3, 46-7-12, 46-7-14, 46-7-15 and Board Rules ARSD 74:02:01:01 thru 74:02:01:05.03 and 74:02:01:20 thru 74:02:01:22.

Any person wishing further information, a copy of the vested water right claim list for another county or a summary of South Dakota Water Law and Water Rights Information can contact the Chief Engineer, Water Rights Division, Joe Foss Building, 523 East Capitol, Pierre, S.D. 57501-3181.

at the Floyd Van Beek home

and camper

Business Manager

Other Financing

FIRST TRANSMITTAL NOTICE

TO: Water Rights Division
Joe Foss Building
Pierre SD 57501-3181

Date 6-23-88

We are in receipt of your letter of 6-22-88 enclosing Notice to Validate Vested Water Right Claims which was first published in our issue of 6-23-88. ENCLOSED IS A COPY OF THIS FIRST PUBLICATION.

Name

Newspaper



Pauline Pioneer
Pollock, SD