

## CERTIFICATION STATEMENTS REGARDING POND WATER PERMITS

Owner/Operator \_\_\_\_\_

Owner/Operator Address \_\_\_\_\_

Phone \_\_\_\_\_ Email \_\_\_\_\_

Practice/Structure \_\_\_\_\_

Legal Description \_\_\_\_\_ Section \_\_\_\_\_ T \_\_\_\_\_ R \_\_\_\_\_

Approximate Location \_\_\_\_\_ rods \_\_\_\_\_ and \_\_\_\_\_ rods \_\_\_\_\_

of the \_\_\_\_\_ corner of said section in \_\_\_\_\_ County.

GPS if available \_\_\_\_\_

Amount of water claimed \_\_\_\_\_ acre-feet per year.

Use of water \_\_\_\_\_

Reservoir storage capacity \_\_\_\_\_ acre-feet

Watershed area (acres) \_\_\_\_\_ Watered area (acres) \_\_\_\_\_

1. For Stockwater Dams, Dugouts, and Wildlife Ponds (storage of 25-acre feet or less).

A properly completed **Dry Draw Location Notice** will be distributed and posted according to South Dakota State Water Laws. Details are available on page two and on the internet at: <http://www.state.sd.us/denr>.

2. For pond construction when placement of fill material will be within a wetland.

A **Section 404** permit must be obtained from the U.S. Army Corps of Engineers. Details are available on page two and on the Internet at: <http://www.nwo.usace.army.mil/html/od-rsd/frame.html>.

3. For pond construction on land where an U.S. Fish and Wildlife Service or other easement exists.

U.S. Fish and Wildlife Service must be notified of intent to construct facilities on land with an U.S. Fish and Wildlife easement. Details are available on page two and the Internet at: <http://www.r6.fws.gov/>. For other easements, contact the easement owner.

*I understand it is my responsibility to get the proper permits before construction begins.*

Signature of Applicant \_\_\_\_\_ Date \_\_\_\_\_

### Dry Draw Location Notice

South Dakota laws and regulations require the filing of a Dry Draw Location Notice. Filing of this notice is the owner's/operator's responsibility. The following procedure is recommended:

1. The information recorded on page 1 should also be recorded on four copies of the location notice form.
2. You must have the location notice forms notarized by a Notary Public. Then send all four copies to the local Register of Deeds. The Register of Deeds office charges a small fee for filing this form.
3. Send one of the returned copies to the Secretary, South Dakota Department of Environment and Natural Resources, Pierre, South Dakota, along with appropriate fee payable to that office.
4. Keep one copy and post it on the construction site and if cost-sharing is involved, send one copy to the applicable office providing cost-share.

South Dakota Water Laws state that the Location Notice is to be posted at the site **before** construction work is started at the site.

### Section 404

1. It is the responsibility of the owner/operator to get the proper paperwork from the Natural Resources Conservation Service (NRCS) to be sent to the US Army Corps of Engineers.
2. This procedure is to be done **before** construction is to begin.
3. A copy of the 404 permit should be sent to the NRCS office providing assistance.

### Easements

1. Contact the easement owner to obtain written permission to install the practice.
2. Keep one copy of the written permission and provide one copy to the NRCS office providing assistance.

### Other Notes:

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