

Minutes of the Game, Fish, and Parks Commission
December 6-7, 2012

Chairman Jeff Olson called the meeting to order at 1:09 PM at the Ramkota RiverCentre in Pierre, South Dakota. Commissioners Jeff Olson, Susie Knippling, Barry Jensen, John Cooper, Jim Spies, and Duane Sather were present. Secretary Jeff Vonk was present along with staff, media, and public numbering approximately thirty. Commissioner Cathy Peterson joined the meeting at 2:07 PM.

Division of Administration

Chairman Olson called for additions, corrections, or approval of the minutes for the November 1-2, 2012, meeting.

Motion by Cooper with second by Spies TO APPROVE THE MINUTES OF THE NOVEMBER 1-2, 2012, MEETING AS PRESENTED. Motion carried unanimously.

Chairman Olson called for any additional Commissioner Salary days and no additional days were claimed.

Director Chris Petersen presented the following license list requests for Commission consideration and approval:

Tom Trewick requested a list of South Dakota Private Shooting Preserves to contact regarding hunting opportunities from January 1st to March 31st. Director Petersen indicated he would use discretion to charge a fee for the list should Mr. Trewick desire to use the list for reasons other than hunting opportunity for himself.

Motion by Jensen and second by Knippling TO APPROVE THE LICENSE LIST REQUEST FROM TOM TREWICK AS PRESENTED. Motion carried unanimously.

The Black Hills Puddle Jumpers Chapter of Delta Waterfowl requested a list of county specific resident migratory bird certification license holders at the reduced fee. The list would be used to promote the organization and recruit membership.

Motion by Cooper with second by Spies TO APPROVE THE LIST REQUEST FROM THE BLACK HILLS PUDDLE JUMPERS CHAPTER OF DELTA WATERFOWL AS PRESENTED. Motion carried unanimously.

Petersen presented a list request from the Mitchell Convention and Visitors Bureau for state specific nonresident 2012 small game license holders for a direct mailing to promote Mitchell as a premier destination for pheasant hunting. The fee for this request would be waived.

Petersen presented a list request from the Pierre Area Convention and Visitors Bureau for a list of state specific nonresident 2012 small game license and fishing license holders for a direct mailing to promote hunting and fishing in the Pierre area. The fee for this request would be waived.

Motion by Sather with second by Jensen TO APPROVE THE LIST REQUESTS FROM THE CONVENTION AND VISITORS CENTERS OF MITCHELL AND PIERRE AS PRESENTED. Motion carried unanimously.

Director Petersen provided the License Sales Report ending on December 5, 2012, and indicated that December 16th begins the 2013 sales year for over-the-counter licenses. Sales for 2012 have been and remain stable with fishing sales strong and nonresident small game sales steady with an over-all increase of sales at 6.6%.

Parks and Wildlife Foundation

Secretary Jeff Vonk introduced Jeff Scherschligt, 2012 President of the Parks and Wildlife Foundation and indicated former Commissioner Spencer Hawley began serving as the 2013 President earlier today. Vonk reminded the Commissioners that in 2007 the Commission approved a 3-year agreement with the Foundation for a Development Coordinator and last year approved a one-year extension of the agreement. Today the Department and the Foundation are requesting another one-year extension of support to retain the Development Director for the Foundation.

Scherschligt indicated the Foundation is an extension of the Department by providing support for Department projects with private dollars and thus making a successful team. The Foundation's Development Director is a good investment for the Department because it provides a return of \$25 for each dollar of investment with over \$4,721,000 of support raised for Department projects during the past four years.

The Foundation's momentum continues to grow as indicated by their Resolution of Support of \$3.1 million for the Outdoor Heritage Projects presented in the Governor's budget.

Jeff Scherschligt asked for Commission approval of up to \$50,000 for continued support of the Development Director with the SD Parks and Wildlife Foundation. Commissioner Cooper indicated this is a strong partnership and is working to benefit the Department and the projects presented by the Governor. Commissioners Jensen and Sather attended the Foundation Board meeting earlier today and commented on the enthusiasm and commitment of the Foundation Board members.

Cooper presented a Resolution of Support from the Commission for the support of Outdoor Heritage Projects presented in the Governor's budget report.

Jensen made a motion TO AUTHORIZE GFP SECRETARY VONK TO SIGN AND EXECUTE AN AGREEMENT BETWEEN THE DEPARTMENT AND THE SD PARKS AND WILDLIFE FOUNDATION FOR CONTINUED DEVELOPMENT SERVICES AND ACTIVITIES ON BEHALF OF GFP PROJECTS AND WOULD OBLIGATE THE DEPARTMENT TO A MAXIMUM OF \$50,000 FOR A ONE-YEAR PERIOD. Spies second the motion and the carried unanimously.

Director Petersen indicated the Department is tentatively scheduled to present the 2014 Budget to the Joint Appropriations Committee on the morning of January 10th and the next Commission meeting is scheduled for the afternoon of January 10th.

Open Forum

Dick Brown wanted to publicly thank Jeff Olson for his years of service on the Commission and presented a handmade duck decoy to Commissioner Olson.

Matt Rippentrop from Oelrichs, SD, visited about the Bighorn Sheep Auction Tag rules expressing his concern that sheep in Custer State Park could be included in future auction licenses and previous tag holder eligibility changes are in the final rule changes. The Department recommendation for the 2013 season is to allow the auction tag to only be valid in Custer County and he wants Pennington to be included in the area available to hunt with the auction tag. He questioned if this would be the absolute worst thing for the herd for just one year.

Tom Krafka representing him and the Bighorn sheep group indicated he has seen the bighorn herd deteriorate and wants Pennington County included in the area valid for the auction tag along with Custer County. This effort is to have more bighorn sheep for resident hunters with the use of the funds raised from the auction tag.

Public Hearing

The Public Hearing for the Spring Turkey Hunting Season began at 2 PM and concluded at 2:10 PM. (Minutes follow the regular meeting minutes.)

Finalizations

Spring Wild Turkey Hunting Season 41:06:13; 41:03:01

Chief Tom Kirschenmann presented the proposed changes with no recommended changes. Discussion included public comment regarding the change of boundaries and the number of licenses, applicants, and landowners the boundary change would affect. Staff indicated the change makes it easier for hunters to identify the boundary as this would be consistent with other turkey and deer seasons. The discussion continued as to which season would better benefit with a boundary change the Fall or Spring Turkey Hunting Season.

1. Offer residents 105 less one-tag "male turkey" licenses and 200 less two-tag "any turkey" licenses for the Prairie Units than 2012 for an overall decrease of 505 tags. Offer nonresidents 16 less two-tag "any turkey" licenses for the Prairie Units than 2012 for an overall decrease of 32 tags.
2. Allow 10 resident archery licensees to hunt at Blood Run Nature Area and 10 resident archery licensees to hunt at Adams Homestead and Nature Preserve through the issuance of "access permits" issued via lottery drawing. Access permits valid from April 6 – April 30.

Motion by Cooper with second by Knippling TO FINALIZE THE PROPOSED SPRING WILD TURKEY HUNTING SEASON 41:06:13 AND 41:03:01 WITHOUT THE BOUNDARY MODIFICATIONS. Motion carried unanimously.

Division of Parks and Recreation

Custer State Park Easement with The Nature Conservancy

Director Doug Hofer presented background information about the request from The Nature Conservancy for an Easement on a corner of Custer State Park. The Easement would formalize access to the property The Nature Conservancy currently owns and wishes to sell. The Nature Conservancy will include a Conservation Easement protecting the view shed of Custer State Park when it sells the property. Access to the property owned by The Nature Conservancy has been on the alignment of the proposed easement for decades. It crosses Custer State Park property for less than 200 feet to skirt a knob of a hill outside the park fence as it was easier and economical to build the road and fence around the small hill than follow the actual section line. Discussion regarding the sale of the property versus an easement ensued.

Motion by Jensen with second by Peterson TO APPROVE RESOLUTION 12-18 GRANTING AN EASEMENT TO THE NATURE CONSERVANCY AS PRESENTED. Motion carried unanimously. (Appendix A)

Angostura Concession Agreement

Concessionaire Manager Sean Blanchette indicated that in November the Commission granted permission to advertise the Angostura concession opportunity. Angostura Resort Management, LLC submitted a proposal that met all requirements and financial information. The agreement presented today meets current guidelines for concession agreement rules. Blanchette outlined changes and improvements included in the agreement and the additional public opportunity for cabin rentals. The trailer areas will need to meet appearance requirements, accept the lot transfer process, and accept the sewer upgrade requirements beginning in 2014. The agreement includes changes to restaurant operation requirements, marina slips, capital improvements, fees structure, trailer requirements, trailer removal, trailer age requirements, and outlines maintenance responsibilities for all parties. Director Hofer indicated the Moyle's have been good concessionaires' at Angostura in past years. Director Hofer and Sean Blanchette recommended approval of the Concession Agreement as presented.

Motion by Cooper with second by Spies TO APPROVE THE CONCESSION AGREEMENT FOR THE ANGOSTURA RECREATION AREA AS PRESENTED AND AUTHORIZE DIRECTOR HOFER TO EXECUTE THE AGREEMENT ON BEHALF OF THE COMMISSION. Motion carried unanimously. (Appendix B)

Angostura Sewer Project

Director Hofer indicated a letter of request for earnest payment from trailer owners was sent on November 7th with a due date of December 7, 2012. . A reminder letter was also sent on November 28th. Sean Blanchette indicated 43 or half of the trailer owners have submitted earnest dollars as of today, December 6. Hofer indicated there are 86 total trailer owners and should only 55 or fewer owners commit to continue with the project; a decision will need to be made whether to plan for one or two trailer areas.

This decision will be made in the next couple of weeks and prior to submitting the bonding package to the 2013 Legislature.

Blood Run State Park

Vonk and Hofer presented a PowerPoint showing the Outdoor Heritage Projects included in the Governor's budget for 2014. Three projects were identified to receive onetime general fund dollars and will greatly accelerate the projects and benefit the residents and visitors of South Dakota.

The Blood Run project is one of the three projects and upon 2013 Legislative approval will be our next state park, the first new state park designated in over 40 years. The master plan provides for several phases and with these additional dollars the Phase 1 development and the visitor center can be accelerated with completion anticipated within three years.

A new state of the art Visitors Center in Custer State Park is another project and will inform park visitors of all the opportunities they can enjoy while visiting the park.

The third project is an 18-mile trail to connect the Mickelson Trail to Mount Rushmore Memorial. The location of the extension trail has been endorsed by the Forest Service and the National Park Service and the next phase is to address the NEPA (National Environmental Protection Act) process. Partners will be needed to assist with this Outdoor Heritage Project and the NEPA process may take two years to complete. Upon completion of the study, matching funds will be needed to secure and compete for eligible federal dollars.

A PowerPoint Presentation showed all three projects and possible funding sources for each. Vonk indicated he and Hofer shared this presentation with the Tourism Board and the Parks and Wildlife Foundation Board earlier this week. The Tourism Board passed a Resolution of Support as did the Parks and Wildlife Foundation. Hofer anticipates other organizations and individuals will step up and support these projects.

Commissioner Cooper again presented and made a motion TO APPROVE THE RESOLUTION OF SUPPORT FOR THE OUTDOOR HERITAGE PROJECTS PROPOSED BY GOVERNOR DAUGAARD. Sather second the motion and motion carried unanimously. (Appendix C)

Custer State Park Buffalo Sale

Matt Snyder, Superintendent of Custer State Park, provided a report showing 255 buffalo and 15 burros were sold at auction on November 17, 2012, to fourteen buyers and most animals went out of state.

Division of Wildlife

Director Leif shared the process with the Interim Rules Review Committee (IRRC) regarding finalizations and that IRRC heard the bighorn sheep auction tag rule at their November meeting. IRRC then referred the bighorn sheep auction tag rules back to the previous step. Earlier this week, Secretary Vonk and Director Leif met with Chair/Senator Jean Hunhoff regarding the Bighorn Sheep Auction License and the

process needed for finalization of the rule. A letter has been drafted to the IRRC about the auction license allocation and tracking the funds derived from the auction license. The rule will be presented again at the December 19th IRRC meeting.

Bighorn Sheep Action Plan

Chad Switzer and Andy Lindbloom presented the Draft Action Plan for Management of Bighorn Sheep in South Dakota. The plan shows the current status of the existing four bighorn sheep herds, three potential areas that would support a new bighorn sheep herd, augmentation to the Hell Canyon herd, while outlining issues, concerns, and opportunities. The draft plan includes the goals, objectives, and opportunities available to the Department. The plan contains cost estimates, a timeframe to implement the plan, and measures for the success of the plan.

Discussion included utilizing existing staff and biologists and the additional funds generated from an auction tag to assist with double fencing, improving habitat, establish a herd in a new location, and to educate and work with the local domestic sheep owners.

Kanta and Lindbloom gave a PowerPoint update on the management and research of the bighorn sheep herd in South Dakota. Kanta provided history of bighorn sheep and showed a map indicating the locations of the existing bighorn sheep herds. Information included cause specific mortality, harvest, size of harvestable rams, and observations of the number different classes of rams.

Lindbloom provided preliminary research data for two projects. The Elk Mountain Research objectives were outlined and talked about disease prevalence. Last year eight ewes, one ram, and one lamb were collared and data collection has begun. Additional sheep will be collared in the coming weeks.

The Rapid City Herd Research Project objectives were shared and preliminary results of the adult ewe survival and mortality sources and included preliminary lamb survival data.

Bighorn sheep harvest strategies were outlined and the goal is to have a herd of 100 before harvest would happen. A comparison with neighboring states was provided showing herd size and number of licenses available to harvest bighorn sheep.

Kirschenmann addressed items of concern from Matt Rippentrop at the Open Forum today, indicating that the specified items were addressed in the Finalization of rules at the October Commission meeting and are currently in the rules which will go before the IRRC on December 19th. Leif indicated the Commission has the authority to determine where the auction license would be valid during the Bighorn Sheep Hunting Season setting process which begins today.

Bighorn Sheep Hunting Season

John Kanta presented season dates, open areas, licenses, requirements, restrictions, and recommended changes to the Black Hills Bighorn Sheep Hunting Season. The recommendation is to increase the number of tags in Unit 2 from 1 to 2 tags and this would allow for the additional tag to become an auction tag in Custer County pending approval from the IRRC. Discussion indicated the recommendation would limit the auction tag to Custer County and discussion included population

estimates, classification of rams, recruitment of rams to support the individual herds, and harvest success rates.

1. Pending approval of auction license rules by the Interim Rules Review Committee, One "any bighorn sheep" license will be sold by auction, and would be valid in Unit 1 and Unit 2.

Motion by Spies with second by Sather TO PROPOSE CHANGES TO THE BLACK HILLS BIGHORN SHEEP HUNTING SEASON AS LISTED ABOVE. Motion carried unanimously. Commissioner Cooper clearly stated to everyone in the room and involved that this is a "pilot program" as he has a great concern for the Rapid City herd. He stated there are no guarantees there will be another auction tag.

Bighorn Sheep Auction Tag Resolution

Chief Tom Kirschenmann indicated the Department received a letter of application from the Midwest Chapter of the Wild Sheep Foundation for the bighorn sheep auction license. Kirschenmann stated the application met all requirements set in Administrative Rule and recommends Commission approval of Resolution 12-19 thus allowing the Midwest Chapter to begin preparation for the auction. The Midwest Chapter plans to auction the license at the March 2013 Annual Meeting upon IRRC approval of Finalizations at the upcoming December 19 meeting and GFP Commission finalization of the Bighorn Sheep Hunting Season at the January 2013 meeting. The auction tag will be valid for the 2013 fall hunting season upon validation of eligibility of the auction tag purchaser.

Motion by Cooper with second by Jensen TO APPROVE RESOLUTION 12-19 TO AWARD THE BIGHORN SHEEP AUCTION LICENSE TO THE WILD SHEEP FOUNDATION – MIDWEST CHAPTER AS PRESENTED. Motion carried unanimously.

Chairman Olson called for a recess at 5:38 PM with meeting to resume at 8:30 AM the next morning. The meeting resumed on Friday, December 7th, at 8:35 AM in the same location with Commissioners Olson, Knippling, Spies, Cooper, Peterson, and Jensen present. Commissioner Sather was absent. Secretary Vonk was present along with public, staff, and media numbering about twenty.

Executive Session

Chairman Olson declared it time for the Executive Session. The Executive Session began at 8:36 AM to discuss a Concessionaire contractual matter. Commissioners, Secretary Vonk, Director Hofer, Al Nedved, and Debra Ascher were present. The Executive Session concluded at 9:02 AM.

Wildlife Damage Management Working Group

Assistant Director Emmett Keyser presented an updated member list for the GFP Wildlife Damage Management (WDM) Program to the Commission. This group will meet on January 14, 2013, to learn about the components, efforts, and success of the WDM Program with plans to review the program again a few months later. Commissioner

Cooper asked that the Department of Ag be provided similar information to help educate them about the components and efforts of the program.

Wind Cave Elk Movement Plan

Chief of Resources for Wind Cave Greg Schroeder shared the tentative approach and plan for moving elk out of Wind Cave Park for the coming winter. In 2009, the Wind Cave Elk Management Plan was finalized with a preferred alternative for elk which included the use of jump gates. The gates were installed and have been lowered to encourage and assist elk to move out of Wind Cave Park for the summer. The gates are raised to discourage movement back into Wind Cave through the hunting season and then lowered to allow the elk to winter in Wind Cave Park. Currently, there are more than 900 elk in Wind Cave Park and secondary options include rounding up the elk to move them elsewhere; however, moving live elk is currently under a moratorium. Shooting elk in the park is another option but is not what they want to do.

Wind Cave is willing to facilitate opportunity to hunters outside of Wind Cave Park by lowering the jump gates on the west and north sides of Wind Cave Park and with the use of horses to herd some elk out of Wind Cave this winter. This effort will be evaluated to determine success and if it would happen again next year. Once the elk are moved or pushed out of Wind Cave the gates will be put up. Some of the elk may go onto private land; however, efforts will be focused on moving the elk into Custer State Park and into Unit 3.

Chief Kirschenmann indicated other activities include scheduled meetings with landowners, staff, public, and organizations about this approach to moving elk out of Wind Cave Park and improving the Black Hills elk herd.

2013 Season Setting Schedule

Tom Kirschenmann presented the schedule for setting hunting seasons and regulations. This provides information for Commissioners and the public to know when a particular season will be presented to the Commission for review. Kirschenmann identified changes to the schedule.

Returned Deer Hunting License Results

Chief Kirschenmann indicated 2,624 deer licenses were returned for a total return of 4,354 tags and a reimbursement total of \$176,670. Kirschenmann provided a table with a breakdown for some counties of the returned, removed, and reduced licenses as well as a map showing where the 3,417 deer with EHD were reported. The hunter survey conducted following the deer hunting seasons will better determine the impact EHD had on the deer herd.

Missouri River Reservoir Water Levels

Chief John Lott indicated this report expresses concerns of water levels on Lake Oahe due to the drought and that downstream users are requesting additional water for barge traffic. Lott shared a graph showing the annual water levels on Oahe. The Corp has a master plan that includes a plan for drought measures that includes storage in the reservoirs.

Lake Oahe was to have higher levels for the spawning season in 2012; however, with lack of water runoff in the southern states, the waters were only raised a foot last April. Lake Oahe will again be favored in 2013, but the long-term forecast does not show moisture in the plains this winter and there may not be much runoff this coming spring. A group of downstream legislators are calling for a release of water and an upper basin group of legislators do not want a release.

Director Hofer indicated Lake Oahe is currently 25 feet lower than July of 2011 during the flood. The CORP of Engineers acknowledged there is a drought, and the Missouri Reservoir System is to hold enough water for a 12-year drought and the CORP desires to follow the law and hold the water. Hofer shared the lowest level on Lake Oahe has been at 1567. It is unknown how full the bays are from the movement of silt due the flooding of 2011 as well as the effect on the low water ramps that were developed during the last drought. A letter has been signed by three governors (including Governor Daugaard) and Congressional members to the President of the United States indicating it will be illegal to release water from the reservoirs for barge traffic. Discussion included boat ramps, costs, bay conditions, and road repair for access.

Chris Marsh and Al Nedved gave a presentation showing the snowmobile trail information that is available online and with smart phones. The Global Information Systems (GIS) is able to provide a live interactive map allowing snowmobilers more and better information to plan their trip. Users can zoom on an area or trail and see current trail conditions and info about the last snow event. This shows businesses, federal lands, trailheads, and can be used on smart phones while using their GPS functions at the same time.

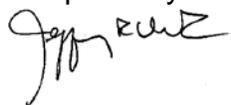
Tom Kirschenmann indicated the Wildlife Comprehensive Action Plan of 2006 is undergoing an update and there will be two open houses to garner input from the public for improvements or concerns. The meetings are at the Rapid City Outdoor Campus on December 12 and on December 13 at the Outdoor Campus in Sioux Falls. This plan assists with federal funds for habitat development dollars.

Kirschenmann presented to the Commissioners a copy of *The Ring-Necked Pheasants: Thriving in South Dakota* as is the third book in a series.

Commissioner Knippling asked about the elk study and Hofer indicated about 16 calves were reported in Custer State Park earlier this week and the Unit 3 report remains unchanged and no additional elk calves were lost to lion predation.

Motion by Jensen with second by Spies to adjourn the meeting. Motion carried and meeting adjourned at 10:03 AM

Respectfully submitted,



Jeffrey R. Vonk, Department Secretary

Appendix A

RESOLUTION NO. 12 - 18

Whereas, the State of South Dakota, Department of Game, Fish, and Parks, is the owner of the following described real property located in Custer County, South Dakota, to wit:

Section 36, Township 4 South, Range 6 East; and

Whereas, the Department has received a request from The Nature Conservancy, a non-profit corporation, to grant an access easement over and across the above described real property for the sole and exclusive benefit of and for the purpose of providing access to the following described real property owned by The Nature Conservancy located in Custer County, South Dakota, to wit:

Section 31: E $\frac{1}{2}$ of the W $\frac{1}{2}$ and the NE $\frac{1}{4}$
Section 30: SE $\frac{1}{4}$ of the SE $\frac{1}{4}$
Section 29: SW $\frac{1}{4}$ of the SW $\frac{1}{4}$
Section 32: N $\frac{1}{2}$ of the N $\frac{1}{2}$
all in Township 4 South, Range 7 East; and

Whereas, the Commission has reviewed any and all comments that may have been received relative to the granting of said easement and after consideration of the same, the Commission hereby approves the granting of said easement.

NOW, THEREFORE, BE IT RESOLVED, that the Department of Game, Fish, and Parks is hereby authorized and directed to forward a certified copy of this Resolution, together with a right-of-way easement substantially in the form appearing in the attachment to this Resolution, to the Office of the Commissioner of School and Public Lands with the request that the Commissioner submit the easement to the Governor for his approval and, if approved by the Governor, that the easement be signed by the Governor and attested by the Commissioner, and that said easement thereafter be filed for record in the Office of the Register of Deeds of Custer County, South Dakota.

Attachment to Resolution 12-18

Instrument Drafted by:
Diane B. Ray
The Nature Conservancy
1101 West River Parkway, Suite 200
Minneapolis, MN 55415

GRANT OF EASEMENT

WHEREAS, the State of South Dakota and its Department of Game, Fish, and Parks, Grantor, whose address is 523 East Capitol Avenue, Pierre, South Dakota, 57501 P.O., is the owner of the following described real estate in Custer County, South Dakota:

Section 36, Township 4 South, Range 6 East

(Grantor's Property).

WHEREAS, The Nature Conservancy, a non-profit corporation of the District of Columbia, Grantee, whose address is 4245 North Fairfax Drive, Arlington, Virginia 22203-1606 P.O., is the owner of the following described real estate in Custer County, South Dakota:

Section 31: E $\frac{1}{2}$ of the W $\frac{1}{2}$ and the NE $\frac{1}{4}$

Section 30: SE $\frac{1}{4}$ of the SE $\frac{1}{4}$

Section 29: SW $\frac{1}{4}$ of the SW $\frac{1}{4}$

Section 32: N $\frac{1}{2}$ of the N $\frac{1}{2}$

all in Township 4 South, Range 7 East

(Grantee's Property).

WHEREAS, Grantee desires to cross the Grantor's property for access to Grantee's property;

NOW, THEREFORE, Grantor, for good and valuable consideration, hereby grants and conveys to Grantee a non-exclusive perpetual easement for ingress and egress over and across the Grantor's Property in order to gain access to Grantee's Property, and for the use and maintenance of an existing road 12 feet in width (the "Road"), the location of which is shown on Exhibit A attached hereto and incorporated herein by this reference.

Grantee shall have no right to widen, or expand the road across the Grantor's Property, nor shall Grantee have the right to relocate the Road. Grantee may, but is not obligated

to, repair, maintain or improve the Road across Grantor's Property, provided that the surface of the Road may only be covered with pervious materials such as gravel. Grantee may undertake improvements to the Road, such as grading, resurfacing with gravel, and culvert work, with the prior written permission of the Grantor. Grantor shall have no obligation to Grantee to repair, maintain, or improve the Road across the Grantors' Property.

Grantee, and its successors and assigns, agree to indemnify and hold the Grantor, its successors and assigns, harmless from any and all expenses, costs, or liability caused by or resulting from its actions or inactions in connection with its use of the Grantor's property.

The easement granted herein is appurtenant to the Grantee's Property. It shall run with that land for the benefit of the Grantee, for so long as Grantee holds an interest in the Grantee's property, and for the benefit of all subsequent owners of the Grantee's property, under the terms and conditions specified above.

Dated this ____ day of _____, 2012.

ATTEST:

DENNIS DAUGAARD
Commissioner
GOVERNOR of South Dakota

JARROD JOHNSON,
of School and Public Lands

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

On this ____ day of _____, 2012, before me the undersigned Notary Public, personally appeared DENNIS DAUGAARD, GOVERNOR of South Dakota, and known to me to be the person who executed the Deed for the purposes contained therein.

In witness whereof I hereunto set my hand and official seal.

(NOTARY SEAL)

Notary Public, South Dakota

Appendix B

Concession agreement goes here.

Appendix C

RESOLUTION 12-20

SUPPORT FOR OUTDOOR HERITAGE PROJECTS

WHEREAS, Governor Dugaard has proposed \$4 million in general funds to assist and encourage the development of three priority Outdoor Heritage Projects within the South Dakota State Park System.

WHEREAS, the Outdoor Heritage Projects include improvements at Blood Run Nature Area, Custer State Park, and the Mickelson Trail.

WHEREAS, the completion of these projects will require partnerships with the Department of Game, Fish, and Parks, the South Dakota Parks and Wildlife Foundation, and other organizations, agencies, and contributors across South Dakota.

NOW THEREFORE BE IT RESOLVED, that the South Dakota Game, Fish, and Parks Commission supports Governor Dugaard's Budget Proposal for Outdoor Heritage Projects and the role the Department of Game, Fish, and Parks will play in ensuring its success.

Appendix D

RESOLUTION 12-19

BIGHORN SHEEP AUCTION LICENSE APPROVAL

WHEREAS, the Game, Fish, and Parks Commission has promulgated rules to provide for a bighorn sheep license to be auctioned by a nonprofit conservation organization dedicated to big game management providing that at least three bighorn sheep licenses are made available, and;

WHEREAS, applications submitted by nonprofit conservation organizations to auction a bighorn sheep license must meet the criteria and requirements outlined in rule established by the Game, Fish, and Parks Commission, and;

WHEREAS, the Wild Sheep Foundation – Midwest Chapter has submitted a letter of application and supportive information which meets the requirements outlined by the Commission in Administrative Rule within the Black Hills Bighorn Sheep Hunting Season chapter (41:06:56);

NOW, THEREFORE LET IT BE RESOLVED THAT, the Game, Fish, and Parks Commission accept and approve the application submitted by the Wild Sheep Foundation – Midwest Chapter.

BE IT FURTHER RESOLVED, that the Game, Fish, and Parks Commission approves the Secretary to issue one bighorn sheep auction license to the successful bidder as submitted by the Wild Sheep Foundation – Midwest Chapter to the Department of Game, Fish, and Parks.

Public Hearing Minutes of the Game, Fish, and Parks Commission
December 6, 2012

Chuck Schlueter began the Public Hearing at 2 PM indicating two written comments were received and he read them. Oral testimony followed.

Spring Turkey Hunting Season

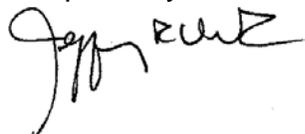
Ron Schara of Ramsey, MN, wrote: "As a nonresident who has hunted turkeys in the Black Hills and Prairie for more than 40 years, I have a keen interest in the boundary changes. But who can comment based on the boundary map and recommended changes provided on the website? The exact boundary changes recommended are impossible to follow based on the information I've received. Therefore, I am opposed to the changes largely because I don't know what they are. How about a better map next time??"

Mike Authier of Vivian, SD, wrote: "I will make this short and sweet! I am very much against moving the Black Hills boundary to the Interstate as the boundary is the Black Hills not where someone decided to put a road! The property that is on the north side of the Interstate is just as much the Black Hills as anywhere else and is not fair clumping it so as to make it convenient for some people. I appreciate your time and I will be contacting all of you personally also."

Scott Kuck of Aberdeen, SD, testified expressing his concern about the Black Hills turkey seasons and that his father worked for GFP for many years. He has two cabins in the southwest part of the Black Hills and has hunted there for about thirty years. The turkeys have more hunting pressure in the Moon area as nonresident and resident hunters use this area to access the hills. He suggested specific units for the turkey season similar to deer and elk units as this will limit hunting in particular areas and manage the turkey populations better. The population in his area is half of what it was 20 years ago."

The Public Hearing concluded at 2:10 PM.

Respectfully submitted,



Jeffrey R. Vonk, Department Secretary