**41:07:01:20.  Authorization for landowner to perform fisheries management activities -- Conditions.** The Secretary may, without fee, authorize a landowner, or the landowner's designee, to conduct fisheries management activities on man-made impoundments that only inundate private land, under the following conditions:

 (1)  The authorized landowner, or the landowner's designee, shall notify a Conservation Officer prior to transporting live fish or fish in quantities exceeding applicable fish limits away from the private land where the waters are located;

 (2)  Except as provided in SDCL 41-6-2, persons fishing in waters included in this authorization shall abide by applicable fish limits in accordance with chapter 41:07:03; and

 (3)  If a requested water is not entirely owned by the applicant, then the applicant must provide with the application a copy of the lease or easement.

 Activities permitted under this authorization include the use of special equipment, stocking permitted species of fish, chemical control of vegetation, and fish removal beyond the allowance of the applicable fish limit.

 **Source:** 43 SDR 89, effective December 29, 2016; 50 SDR 62, effective November 27, 2023.

 **General Authority:** SDCL 41-2-18(1)(2)(15).

 **Law Implemented:** SDCL 41-2-18(1)(2)(15).

 **Cross references:** Nets, seines, and similar devices, weirs, dams, and artificial obstructions prohibited -- Violation as misdemeanor -- Permits for use of devices by private landowners, SDCL 41-12-9.

 Use of explosives, electrical devices, and drugs as misdemeanor, SDCL 41-12-13.

 Permit required to use plant control chemicals in game fish waters -- Violation as misdemeanor -- Promulgation of rules, SDCL 41-13-2.

 Commission authority required to introduce fish or eggs into public waters -- Violation as misdemeanor, SDCL 41-13-3.