

663-7

1. Considered 5-10, 1961
2. Name of Applicant Walter J. Roper
3. Post Office Address Beal
4. Amount of water claimed 1.26
5. Source of water supply Grand Creek
6. Water to be used for Irrigation
7. Acres to be irrigated 88.1
8. Water to be diverted and used in Fullerton County about
5.5 NE miles of Beal
9. Proof of Publication Received ☒
Not Received ☐
9. Application Approved ☒
Subject to ☐
Not Approved ☐
Action deferred ☐
10. Remarks:

No. 663-2Water Division No. 2 SOUTH CHEYENNE RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)

MAR 21 1961

8:45 AM

STATE WATER RESOURCES BOARD
SOUTH DAKOTAAPPLICATION FOR PERMIT
To Appropriate Water within the State of South Dakota

(NOTE—Draw a line through items not applicable.)

1. Name of applicant WILBERT V. COPE
Postoffice address ORAL, County FALL RIVER, State S. DAK.I. ~~If a corporation.~~

- (a) Name of same _____
- (b) Date and place of incorporation _____
- (c) Amount of capital stock _____
- (d) Amount paid in _____
- (e) Names and addresses of directors _____

(NOTE—A certified copy of articles of incorporation must accompany the application.)

II. Method of accomplishing the work and financial resources of the applicant:

- (a) Method of accomplishing work (Whether by contract, employment of others, or by direct labor)

CONTRACT AND DIRECT LABOR

- (b) Cash on hand, \$ _____
- (c) Treasury stock, \$ _____
- (d) Bonds to be issued, \$ _____
- (e) Other resources, \$ _____

2. Name of diversion work WILBERT COPE IRRIGATION PROJECT # 1
3. Amount of water claimed 1.26 cubic feet per second
4. Source of water supply SAND CREEK
5. Location of point of diversion SEE REMARKS

6. Annual period or periods during which water is to be used YEAR-AROUND October inclusive

7. To be used for:

- I. Irrigation or domestic use: Gravity, overhead sprinkling or combination system?
- GRAVITY

- (a) Number of acres to be irrigated
- 88.1
- acres.

- (b) Legal subdivisions to be irrigated
- See remarks

(NOTE—A list of lands to be irrigated, giving each subdivision and fraction with acreage thereof, should be written here, or may be appended as a part of this application. Same must also be shown on accompanying map.)

- (c) Statement as to domestic use (giving location, etc.) _____

II. ~~Stockwatering, mining, milling, power, fish culture, fire protection and public recreation.~~

- (a) Nature of use _____
Name any of the above uses claimed
- (b) Amount of power to be generated _____ horse power.
Amount claimed for engine cooling _____
- (c) Location of plant _____
- (d) Method of developing power _____
- (e) Point where water will be returned to stream: _____

MAP No 592-2

8. Estimated cost of work:

(a) Head Gates, \$.....

(b) Pumping plant, \$ 1000.00

(c) Fluming, \$..... (d) Canal earth, \$.....

Rock, \$.....

(e) Other structures Dikes \$ 1000.00

Total, \$ 2000.00

9. Description of diversion works:

I. Nature of works: (Reservoir, dam, ditch, flume, pumping plant, etc.)

..... Portable pump, dikes, and pipe under R.R. tracks.

II. Dimensions of works.

(a) Dam: Height.....feet; length at bottom.....feet; length at top.....feet; thickness at bottom.....feet; thickness at top.....feet; slope at front water face.....; slope at back face.....

material used in construction

(b) Reservoir: Capacity when filled.....acre feet. Surface area at highwater mark.....acres.

DEPTH AT OUTLET-Feet	SURFACE AREA AT EACH DEPTH AT OUTLET-ACRES	FEET	ACRE-Feet CAPACITY

(c)* Head gate: Width.....feet; height.....feet;
Material

(d) Canal: Total length.....miles.

LOCATION BELOW HEADGATE	DEPTH	BOTTOM WIDTH	WIDTH AT WATER-LINE	GRADE PER MILE
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet
At.....Mile	feet	feet	feet	feet

(Give dimensions where reductions in size are made.)

10. Time required for completion of work.....5.....years.

11. Time required for complete application of water to the proposed beneficial use.....5.....years.

12. Choice of newspaper for publication of notice of intention to appropriate.....
EDGEMONT TRIBUNE EDGEMONT S. DAK.

STATE OF SOUTH DAKOTA

County of.....MEADE.....} ss.

I,.....WILBERT V. COPE....., being first duly sworn on my oath depose and say, That my relation to the above described undertaking is that of owner, that I have read the above foregoing statement, examined the map accompanying the same, and that I know of my own personal knowledge that the matters therein stated and shown are true.

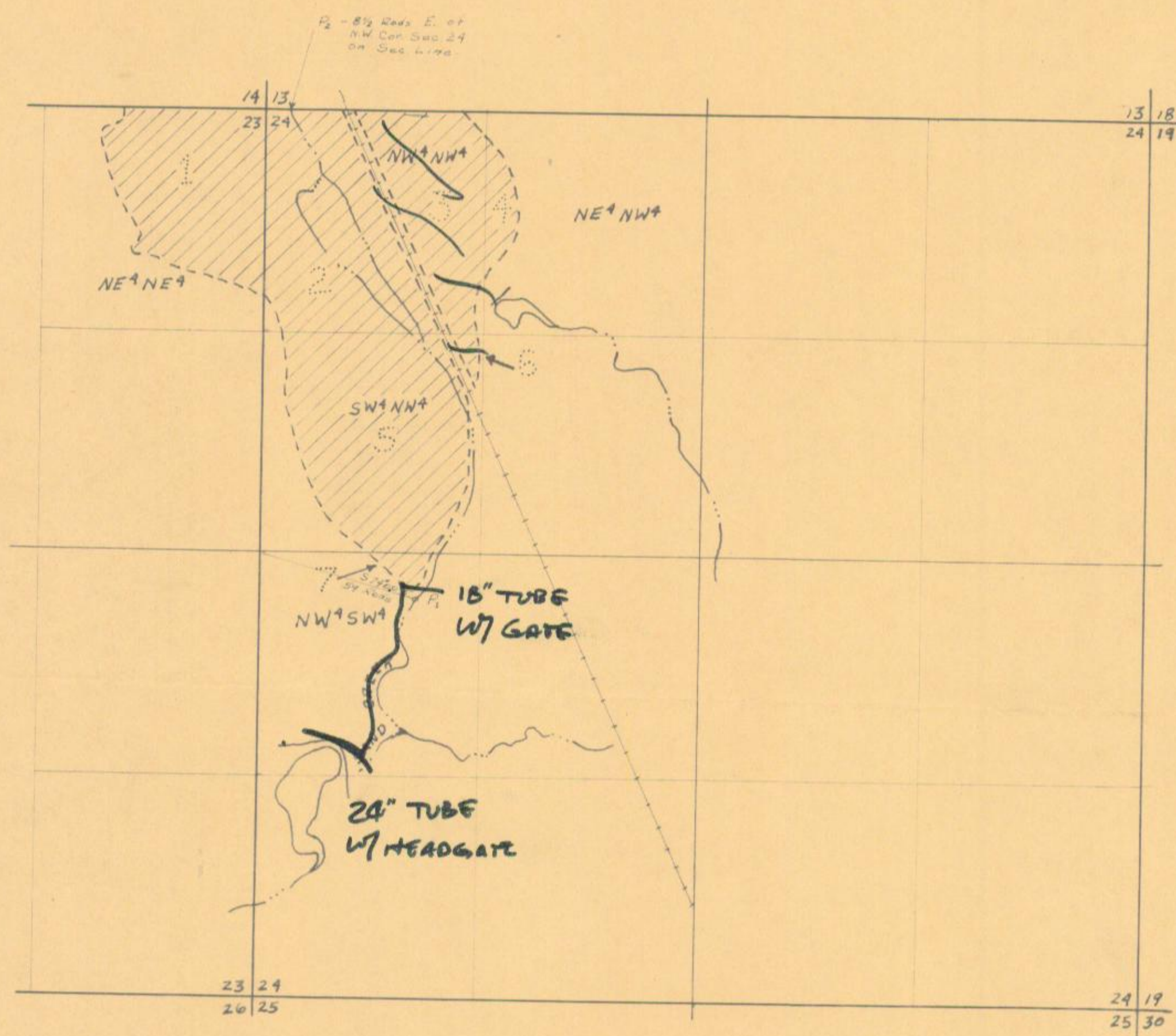
Signed.....

Subscribed and sworn to before me this.....20th.....day of.....Feb.....1961.

My commission expires 12/7/68

.....
Notary Public (or other qualified officer.)
James B. Kinney

*Each diversion must have a headgate or measuring device.



Scale: 8" = 1 Mile
(From Aerial)

Irrigable Area.....
Railroad Tracks.....
P₁ & P₂ Are Points of Diversion.

Location of Lands to be Irrigated					
Area	Location	Sec.	Tship.	Range	Acres
1	NE 1/4 NE 1/4	23	8S	7E	19.9
2	NW 1/4 NW 1/4	24	8S	7E	22.6
3	NW 1/4 NW 1/4	24	8S	7E	19.2
4	NE 1/4 NW 1/4	24	8S	7E	2.9
5	SW 1/4 NW 1/4	24	8S	7E	27.5
6	SW 1/4 NW 1/4	24	8S	7E	0.9
7	NW 1/4 SW 1/4	24	8S	7E	1.1
TOTAL					88.1

WILBERT COPE IRRIGATION PROJECT # 1

ALL LANDS DESCRIBED HEREIN ARE OWNED BY WILBERT V. COPE

SURVEYOR'S CERTIFICATE

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE

I, Meric D. Giegar, Registered Land Surveyor, do hereby certify that this map was made from field notes and aerial photographs of the area, and that to the best of my knowledge, it correctly represents the lands involved and the locations indicated.

IN WITNESS WHEREOF I hereunto set my hand and official seal on this 14th day of March, 1961.

Meric D. Giegar
Registered Land Surveyor #1007

STATE OF SOUTH DAKOTA) ss
COUNTY OF MEADE

On this 14th day of March, 1961, before me, James B. Kinney, the undersigned officer, personally appeared Meric D. Giegar, known to me to be the person whose name is subscribed to the above written instrument, and acknowledged that he executed the same for the purpose therein contained.

IN WITNESS WHEREOF I have hereunto set my hand and official seal.

My commission expires 12/7/68

James B. Kinney
James B. Kinney, Notary Public

Remarks by State Water Resources Commission:

Diversion of water under this permit may be restricted by the Commission during periods of low flow to provide for downstream domestic use and prior water rights

STATE OF SOUTH DAKOTA

County of

Hughes

ss.

Pierre, South Dakota,

July 31

1961

This is to certify that the foregoing application was received by the Commission at 8:45 o'clock

a.m. upon the 21st day of March, 1961

State Water Resources Commission

By:

Chief Engineer, Executive Officer

Number of permit 66-3-2

Date of first receipt of application March 21, 1961

Date of return to applicant for correction, amendments or changes required as follows: _____, 19____

Date of receipt of corrected application _____, 19____

Date from which applicant may claim right March 21, 1961

Approved July 19, 1961, Recorded in Book 6 Page 290

This is to certify that we have examined the foregoing application for a permit to appropriate water of the State of South Dakota, and we hereby grant the same as stated herein, subject, however, to the following limitations and conditions:

1st. The equivalent of at least one-fifth of the work above specified is to be completed on or before

January 19, 1964

2nd. The whole of said work is to be completed on or before July 19, 1966

3rd. The limit of time for proof of beneficial use of water appropriated in accordance herewith is

July 19, 1966

4th. The water appropriated shall be used for the purpose of irrigation

5th. 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.

6th. The amount of the appropriation herein granted shall not exceed 1.26 cubic feet per second; neither shall it exceed the capacity of the above described system of diversion works, nor the least amount of water that experience may hereafter indicate as necessary for the production of crops in the exercise of the best husbandry; and further, said appropriation must be limited to not more than one-seventieth (1/70) of one cubic foot of water per second of time for each acre of land to which water is actually

and beneficially applied for irrigation on or before July 19, 1966; said water to be used during the following described annual period:

April to October inclusive

Witness my hand this 31st day of July, 1961

State Water Resources Commission

By:

Chief Engineer, Executive Officer

Certificate of Construction Issued

SEPTEMBER 9, 1970

Water License Issued

SEPTEMBER 9, 1970

Remarks by the Applicant:

(1)

AREA	LOCATION	SEC.	T'SHP.	RANGE	ACRES
1	NE 1/4 NE 1/4	23	88	7E	19.4
2	NW 1/4 NW 1/4	24	88	7E	22.6
3	NW 1/4 NW 1/4	24	88	7E	14.2
4	NE 1/4 NW 1/4	24	88	7E	2.4
5	SW 1/4 NW 1/4	24	88	7E	27.5
6	S 1/4 NW 1/4	24	88	7E	0.9
7	NW 1/4 SW 1/4	24	88	7E	1.1
TOTAL					88.1

Water to be diverted between the following points;

P-1 being 59 rods on a bearing of S74°00'E of the W 1/4 Cor. of Sec. 24, and
P-2 being 8 1/2 rods ##### E of the NW Cor. of Sec 24 on Sec. line,
all in T88 R7E BHM.

Intentions are to run a pipe under the Railroad tracks to reach areas 3,4&6

Address any Engineering corrections to;

GIGEAR SURVEYING
1054 PARK STREET
STURGIS S. DAK

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 663-2

(1) WHEREAS, On the 21st day of March A. D. 1961
Wilbert V. Cope

made Water Right Application No. 663-2 for a permit to use 1.36 cubic feet per second of the waters of Sand Creek
 County of Fall River State of South Dakota, for irrigation
 purposes and

(2) WHEREAS, On the 21st day of July A. D. 1961
 Permit No 663-2, with a date of priority of March 21, 1961

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 19th day of July A. D. 1966 and for the application to beneficial use of said water on or before the 1st day of July A. D. 1966

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 1.0 cubic feet per second 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.
 for irrigating the following land in T8S, R7E

		Acres
Section 23	NE $\frac{1}{4}$ NE $\frac{1}{4}$	19.4
Section 24	NW $\frac{1}{4}$ NW $\frac{1}{4}$	22.6
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	27.5
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	1.1
Total		70.6 Acres

(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 Wilbert V. Copt

_____ of Orrel, South Dakota

the holder _____ and owner _____ of said permit No. 663-2 a water right, dating from March 21, 1961

_____ to use of 1.0 cubic feet per second of the waters of Sand Creek

in the County of Fa'1 River 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 NW 1/4 SW 1/4, Section 24, T8S, R7E

and conduct to and upon _____ portions of Sections 23 and 24, T8S, R7E, described on the face of this license

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 663-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 25 day of September A. D.
Nineteen Hundred and Seventy

WATER RESOURCES COMMISSION

By:

Chief Engineer, Executive Officer, J.W. GRIFFS

Form 15.

Permit No. 663-2

Water Diversion No. 2 SOUTH CHEYENNE RIVER Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Wilbert V. Cope

_____ the holder _____ of
Permit No. 663-2, issued upon Application No. 663-2, bearing date of priority of March 21,
1961 authorizing the diversion of 1.26 cu. ft. per second of the waters of _____
Sand Creek County of Fall River, State of South Dakota at _____
a point in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, T8S, R7E

_____, for irrigation

purposes, has 3 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 20.0 cu. ft. per second of water.

Date September 2, 1970

WATER RESOURCES COMMISSION

By:

J.W. GRIMES, Executive Officer

on or before
(First Publication) April 13, 1961

APPROPRIATION OF WATER

Office of State Water Resources Commission,

Pierre, S. Dak., March 29, 1961

Notice is hereby given that Wilbert V. Cope whose post-office address is Orul S. Dak., has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.26 cubic feet of water per second of time from the Sand Creek through the Cope Irrigation Project #1, the point of diversion of which is to be located on both bank of said stream between a point in the NW 1/4 SW 1/4, and a point in the NW 1/4 of the NW 1/4 of Section 24 Twp. 13-2S Range 7E Said water to be used for the purpose of providing irrigation on portions of the following described land:

NE 1/4 NE 1/4, Section 23, N 1/4 NW 1/4 and SW 1/4 NW 1/4 and NW 1/4 SW 1/4 Section 24, all in T 13S, R 7E.

and for XXXXXX XXXXXX

This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of May, 1961, at 2 P. M. All interested persons may appear and be heard.

Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.

cc: Charles E. Donnelly, Jr-Publisher
Edgemont, Tribune
Edgemont, South Dakota

State Water Resources Commission

By:

~~Chief Engineer, Executive Officer~~
~~XXXXXXXXXXXXXXXXXXXX~~
BURTON F. JONES
Water Right Specialist

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA }
County Fall River } ss.

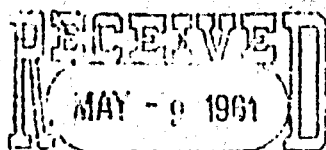
Charles E. Donnelly, Jr. being duly sworn, deposes and says the annexed printed copy of Notice of Intention to Appropriate Water was taken from the Edgemont Herald-Tribune a newspaper which during the whole time of publication of said notice herein after stated, has been and is printed and published in the city of Edgemont County of Fall River and State of South Dakota; that the said notice was published in said newspaper on the following dates:

April 7, 1961; April 14, 1961; April 21, 1961 and April 28, 1961

in each and every issue of the full number thereof, the first publication being made on the 7th day of April 1961 and the last publication on the 27th day of April 1961, upon which days or times of publication aforesaid the newspaper was regularly published, and that during the whole time of said publication he was editor the printer and publisher of the said newspaper.

Charles E. Donnelly Jr.

Subscribed and sworn to before me this 28th day of April A. D. 1961



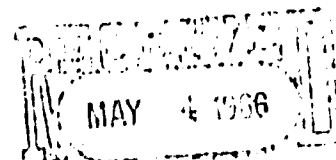
Burton F. Jones
Notary Public Fall River County, S. D.

STATE WATER RESOURCES COMMISSION

PIERRE, SOUTH DAKOTA

No. 305, Apr. 7, 14, 21, 28, 1961
Notice No. 663-2
Form 3—Notice of Intention to Appropriate Water on or before (First Publication April 13, 1961)
APPROPRIATION OF WATER
Office of State Water Resources Commission
Pierre, S. Dak.
March 29, 1961
Notice is hereby given that Willbert V. Cope whose postoffice address is Oral, S. Dak. has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.20 cubic feet of water per second of time from Sand Creek through the Cope Irrigation Project No. 1, the point of diversion of which is to be located on both banks of said stream between a point in the NW1SW1 and a point in the NW1 of the NW1 of Section 24, Twp. 8S Range 7E. Said water to be used for the purpose of providing irrigation on portions of the following described land:
NE1NE1, Section 23, N1 NW1 and SW1 NW1 and NW1 SW1 Section 24, all in T 8S, R 7E.
This application will be taken up by the State Water Resources Commission at their office at Pierre for consideration upon the 10th day of May, 1961, at 2 p. m. All interested persons may appear and be heard.
Appropriate action will be taken by the Water Resources Commission after suitable time has elapsed for the consideration of any or all information presented.
State Water Resources Commission
By Burton F. Jones
Water Right Specialist

Permit No.

Water Division No. 23. Cheyenne Water District

NOTICE OF COMPLETION OF WORKS

This blank must be filled out by the holder of permit and forwarded to the Executive Officer at least 60 days before the time set for completion of works

(P. O.) Oral, S.D.C.(Date) July 6th, 1963.

TO THE STATE WATER RESOURCES COMMISSION
OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given of the completion of the works for the diversion of Wilbert Cope
Irrigation Project #1 cu. ft. per second of the waters of the state from
through the Sand Creek Water Supply
for purposes
Irrigation in accordance with the terms and con-
ditions of a certain permit heretofore issued by the Water Resources Commission of the State of South Dakota.

1. The name of the person or corporation holding said permit is Wilbert V. Cope

2. The postoffice address of such person or the place of business of such corporation is Oral
County of Fall River State of South Dakota

3. The number of such permit is Map No. 663-2 and the date set for the completion of such work is
July 19, 1966

4. Said water to be used for irrigation purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of
water which said works are capable of conducting to the place of intended use, in accordance with the plans ac-
companying the application for such permit, is 1.26 cubic feet per second.

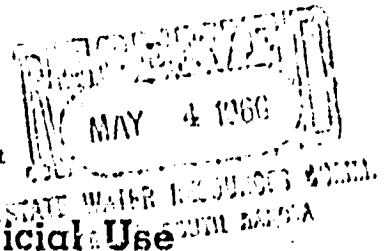
6. The amount of land for which said water is available is 88.1 acres,
particularly described as follows:

Area	Sec	Acres
1. NE 1/4, 23		19.4
2. NW 1/4, 24		22.6
3. NW 1/4, 24		14.2
4. NE 1/4, 24		2.4
5. SW 1/4, 24		27.5
6. SW 1/4, 24		0.9
7. NW 1/4, 24		1.1
Total		88.1

I hereby certify that the facts set forth in the above notice are true.

(Signature of Owners)

Wilbert V. Cope
Oral, South Dakota.

Permit No. 663-2Water Division No. 2 E. Cheyenne Water District

Notice of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Water Resources Commission at least sixty days before the time set for application of water.)

(P. O.) Oral, South Dakota(Date) July 6th, 1963.

TO THE STATE WATER RESOURCES COMMISSION OF SOUTH DAKOTA, PIERRE:

DEAR SIR: Notice is hereby given that on the _____ day of _____
 19____ at _____ County of Fall River State of South Dakota,
 before _____ proof will be submitted of the application to beneficial use
 (Examining Engineer or Officer)
 of 1.26 cubic feet per second of the waters of Sand Creek
 _____ in accordance with the terms and conditions of Permit No. 663-2
 heretofore issued by the Water Resources Commission of South Dakota

1. The name and postal address of the person or corporation holding said permit are _____

Wilbert V. Cope, Oral, South Dakota2. The use to which said water has been applied is irrigation3. The amount applied to beneficial use is 1.26 Cubic feet per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated)

Area Location.	Sec.	Acres.	All in T.8.S.R.7.E.B.H.1.
1 NE 1/4 10E	24	19.4	
2 NW 1/4 10E	24	22.6	
3 SW 1/4 10E	24	14.2	
4 NE 1/4 10E	24	2.4	
5 SE 1/4 10E	24	27.5	
6 SW 1/4 10E	24	0.9	
7 NE 1/4 11E	24	1.1	
TOTAL		88.1	

5. The name of the canal or ditch or other work by which said water is conducted to such place of use is

Wilbert V. Cope Irrigation Project #16. The right to take the water from such works is based upon permit No. 663-2 Map No. 592-27. The source of supply from which such water is diverted is Sand Creek8. The date of priority which said user is prepared to establish is March 21, 1961(Sign) Wilbert V. Cope

Permit No. 663-2Water Division 2 SOUTH CHEYENNE RIVER Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building Bldg. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by WILBERT V. COPE of ORAL holder of Permit No. 663-2, bearing date of priority of MARCH 21, 1961, authorizing the diversion of 1.26 cu. ft. per second of the waters of SAND CREEK for IRRIGATION purposes, in FALL RIVER 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:

STORAGE DAM APPROX 20 SURFACE ACRES -
TOP 3' USED FOR IRRIGATION

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

WATER RELEASED FROM DAM THRU 24" TUBE
WITH HEADGATE TO DITCH BY MAIN DIKE
W/ 18" TUBE W/ HEADGATE

C. Works used to apply water to beneficial use.

APPROX 1/2 MILE OF MAIN SPREADER DIKE, WITH
SERIES OF SMALL SPREADER DICES

The system is in the following condition: EXCELLENT

The point of diversion is located A POINT IN THE NW⁴SW⁴,
SECTION 24, T8S, R7E

The works are capable of diverting and conveying to the place of use UP TO 2.0 CFS
cu. ft. per second of water which is to be used for IRRIGATION

Water has been put to beneficial use to the maximum extent as follows: ALL IN T8S, R7E

SECTION 23
NE⁴NE⁴ 19.4 AC

SECTION 24
NW⁴NW⁴ 22.6 AC.
SW⁴NW⁴ 27.5 AC
NW⁴SW⁴ 1.1 AC.

comprising a total of 70.6 acres of land.Date SEPTEMBER 3, 1970

Barbara Jones
(Signature)

WATER RIGHT SPECIALIST
WATER RESOURCES COMMISSION

PLEASE FILL OUT AND RETURN
BEFORE DECEMBER 20, 1988

1988 WATER MANAGEMENT BOARD IRRIGATION QUESTIONNAIRE

October, 1988

603-2
WILBERT V COPE
BOX 6
URAL SD 57756

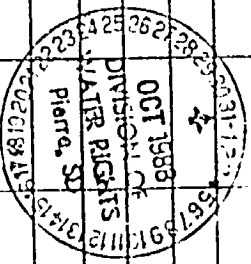
FR/UC

Telephone No. 605-424-6501

SURFACE WATER _____ GROUNDWATER _____
Did you irrigate during 1988? Yes _____ No X
Number of acres irrigated in 1988 2000
Has your system been constructed? Yes X No _____
Do you apply fertilizer, insecticide or herbicide through your irrigation system? Yes _____ No X
Season Static Water Level: beginning _____ ft. end _____ ft. (Groundwater)

- Type of Power _____ No. of acres Irrigated _____
1. Electric _____
 2. Gravity _____
 3. Gasoline _____
 4. Nat. Gas _____
 5. Diesel _____
 6. Propane _____
 7. Other _____
- Type of System _____
1. Hand moved sprinklers _____
 2. Portable booms _____
 3. Center pivots (# of) _____
 4. Gated pipes _____
 5. Sidewheels _____
 6. Towlines _____
 7. Big gun _____
 8. Siphons _____
 9. Flood _____
 10. Other _____
- Owner or address change, if any: _____

Month	# days pumped	Average # hours per day	Average pump rate (gpm)	Acres of Crop Irrigated & Estimate Water Use			
				Crop	Acres	Water Used	Water Used
April							
May							
June							
July							
August							
Sept.							
Oct.							
Other							
Months							



COMMENTS: My irrigation system from 1980 is no longer in use. I have a new system of 2000 acres. I will do a much more efficient job of irrigating and a larger area when I start to run my water. Will not type

Complete & return to:

Water Rights Division
Joe Foss Building
523 E Capitol
Pierre SD 57501-3181

Water Rights Division - DWR
Conversation or File Documentation

File No. 663-2

NAME OF PERSON OR FILE: Wilbert V. Cope

ADDRESS: Box 63, Oral, SD 57766 COUNTY Fall River

DATE: June 27, 1990 TELEPHONE _____

RE: Re-inspection of Water Right No. 663-2

COMMENTS:

Water Right No. 663-2 was re-inspected because of a statement made by Mr. Cope on his 1988 irrigation questionnaire. The inspection was made on June 20, 1990 and I was accompanied by Mr. Cope. Mr. Cope no longer uses a sprinkler irrigation system. The land is now only irrigated by the water spreading portion of the project. The diversion point remains in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24, T8S, R7E. 100 feet south and 1050 feet east of the West $\frac{1}{4}$ corner, Section 24, T8S, R7E. The land irrigated is as follows:

<u>NE$\frac{1}{4}$ NE$\frac{1}{4}$, Section 23, T8S, R7E</u>	<u>=</u>	<u>19.4</u>	<u>acres</u>
<u>NW$\frac{1}{4}$ NW$\frac{1}{4}$, Section 24, " "</u>	<u>=</u>	<u>11.6</u>	<u>"</u>
<u>SW$\frac{1}{4}$ NW$\frac{1}{4}$, " " " "</u>	<u>=</u>	<u>24.0</u>	<u>"</u>
<u>NW$\frac{1}{4}$ SW$\frac{1}{4}$, " " " "</u>	<u>=</u>	<u>1.1</u>	<u>"</u>
<u>Total</u>	<u>=</u>	<u>56.1</u>	<u>acres</u>

The irrigation questionnaire qualification should be removed from the water right since it is a water spreading system.

File in Permit or other file as necessary. Use to document conversations and what the other party was told, why action or decision was made.

4/82

NAME:

Melvin D. Brown, P.E.
Natural Resources Engineer

STATE OF SOUTH DAKOTA

REISSUED WATER LICENSE NO. 663-2

(1) Wilbert V Cope of Box 63, Oral SD 57766 was issued Water License No. 663-2, September 9, 1970 for a water right to appropriate 1.00 cubic feet of water per second (cfs) from Sand Creek, Fall River County, South Dakota for irrigation purposes. Water License No. 663-2 with a priority date of March 21, 1961 was issued to applicant(s) for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

The original license was issued for diversion of 1.0 cfs from Sand Creek to irrigate 70.6 acres in portions of Section 23 and 24, T8S, R7E. Based upon the 1988 irrigation questionnaire and a June 20, 1990 inspection of the water use system, Water License No. 663-2 is being reissued to reflect what is actually being irrigated.

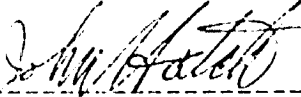
(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.80 cubic feet of water per second for beneficial use. The location of the diversion point is: 100'S and 1050'E of the W 1/4 corner Section 24, T8S, R7E (NW 1/4 SW 1/4).

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use to irrigate the following land:

T8S, R7E	Section 23	NE 1/4	NE 1/4	19.4	acres
	Section 24	NW 1/4	NW 1/4	11.6	"
		SW 1/4	NW 1/4	24.0	"
		NW 1/4	SW 1/4	1.1	"

TOTAL 56.1 acres

(4) Pursuant to Section 46-5-30.1 Wilbert V Cope of Box 63, Oral SD 57766 the holder(s) and/or owner(s) of Water Right No. 663-2 is issued a license to appropriate water, the right to use 0.80 cubic feet of water per second from Sand Creek with a priority date of March 21, 1961 from the location specified in (2) of this license. The water is to be conducted to and upon lands specified in (3) of this license for the purpose of irrigation. This license is subject to any limitations or qualifications listed in Water Right No. 663-2 and subject to South Dakota State Law.



JOHN HATCH, Chief Engineer
Water Rights Division
Department of Water and Natural
Resources

JUN 28 1990

 **Department of
Water & Natural Resources**

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

JUN 28 1990

663-2

Wilbert V Cope
Box 63
Oral SD 57766

Dear Mr. Cope:

Enclosed is your Water License No. 663-2. The water license has been reissued to the extent of what is actually being used. The relicense is based on a June 20, 1990 inspection of your water use system.

If you have any questions concerning the enclosed water license, please contact us.

Very truly yours,



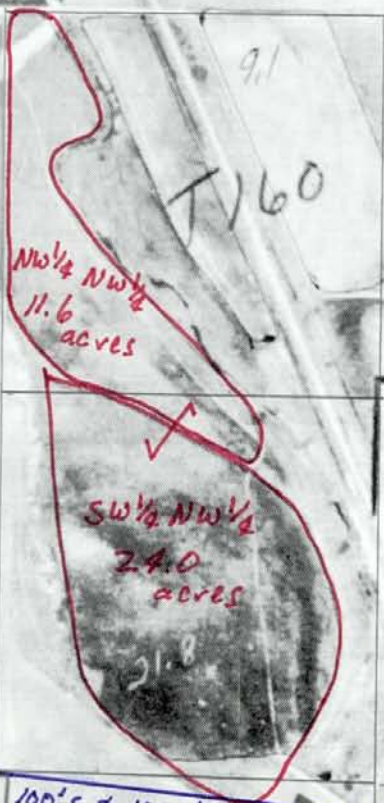
JOHN HATCH, Chief Engineer
Water Rights Division
605 773-3352

enclosure

NOT TO SCALE

W.R. # 663-2

60-R V7 T1442



Prepared By:
Delvin D. Brosz, P.E.
William W. Brosz
Natural Resources Engineer
Division of Water Rights

8-7

60-R V7

16.2
3

17.1
4 663-2

24.0

NOT TO SCALE

46047-180

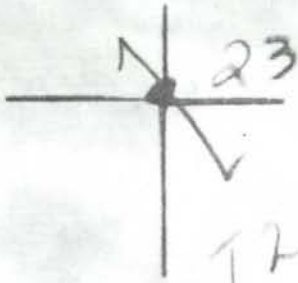
60-R
V7

8.2

NE 1/4 NE 1/4
19.4
acres

T2096

T160



T2098

T2096

Delvin H. Buz, P.E.

72.2

8-7

663-2

60-R



May 16, 2006

663-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

Leslie Cope
Cope Ranch
14160 Shirk Creek Rd
Oelrichs SD 57763

663-2
667-2

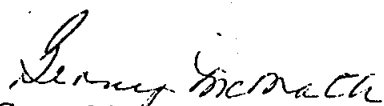
Dear Mr. Cope:

Thank you for taking the time to visit with me concerning ownership of Water Right Nos. 663-2 and 667-2. Enclosed are copies of the water rights. You may keep them for your records.

Also enclosed are partially completed Notice of Transfer of Ownership forms for filing an ownership change on each water right. Please review the forms and make any necessary corrections. Upon completion, please sign and return them to our office with a required filing fee of \$2.50 each (total of \$5.00). The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please contact me.

Sincerely,


Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures



663-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

PMB 2020
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

July 26, 2006

663-2
667-2

Leslie Cope
Cope Ranch
14160 Shirk Creek Rd
Oelrichs SD 57763

Dear Mr. Cope:

I am contacting you in regard to Water Right Nos. 663-2 (William V Cope) and 667-2 (Wayne W Burgess). On May 16th, I forwarded you copies of the water rights and transfer of ownership forms for use in changing ownership on the water rights to Cope Ranch. To date, I have not received the forms back from you.

In the event you no longer have the original forms, I am including another set for you to use. Please complete and return them to our office with a required filing fee of \$2.50 each (total of \$5.00). The check or money order for the fee can be made payable to the Water Rights Program.

If I can answer any questions for you, please contact me.

Sincerely,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352
email: genny.mcmath@state.sd.us

enclosures

NOTICE OF TRANSFER OF OWNERSHIP

RECEIVED

AUG 14 2006

WATER RIGHTS
PROGRAM

To: Chief Engineer
Water Rights Program, DENR
523 E. Capitol
Pierre, SD 57501-3181

No. 663-2

Date: _____

I/We request that Water Right No. 663-2

formerly owned by: Wilbert V Cope

be transferred to: (name & address) This is not to transfer to Cope Ranch
Thank You Leslie Cope
Telephone No. _____

Title to the following described land(s)/property has been transferred as described above:

56.1 acres - NE 1/4 NE 1/4 Section 23, W 1/2 NW 1/4 and NW 1/4 SW 1/4 Section 24, T8S, R7E

I/We understand that the validity of Water Right No. 663-2 has not been determined by this transfer action. If I/We have any questions on validity, I/We understand that only the Water Management Board has the authority to determine if a water permit/right is valid (see note).

You are requested to file this "Notice of Transfer" in the appropriate file with the Water Rights Program, as evidence of the change of ownership.

A fee of Two Dollars and Fifty Cents (\$2.50) is required to cover the filing fees as required under SDCL 46-2-13. This form must be signed by the new owner.

I/We _____, the new owner, certify that the above information is true and correct.

(Signed by new owner)

NOTE: Water permits may be cancelled for nonconstruction after the five year construction period has expired. Once a water permit is developed and the water used, the permit becomes a right. A water right may be lost for three reasons:

1. Abandonment - no intent to use water and use is abandoned.
2. Forfeiture - no use of water for three year period without legal excuse.
3. For a third violation of a condition of a water permit/right.