

No. 218480-2

Office of State Engineer
DOCUMENT FILE

Dept. Agric. Forest Service
Pennington Co.
Priority: Oct. 16, 1939
Sec. 54 + 1 S. F.
0.05 av. g.b.

Form 24A

CERTIFICATE OF CONSTRUCTION OF WORKS
and
APPROPRIATION

U. S. Water Right No. 48C-2

Coop. No. 2 Reservoir
Name of Project
Battle Creek Water District

TO ALL WHOM IT MAY CONCERN:

This is to Certify, that the United States of America, Department of
Agriculture, Forest Service, has complied with the
State Laws and has been issued a withdrawal No. US 480 bearing date of
October 16, 1939 withdrawing from further appropriation 0.05 acre-
feet per annum of water for storage; of the waters of Coop. Draw No. 2
County of Pennington, State of South Dakota, at Stream point N. 12 15' W.
1075 feet distant from the W $\frac{1}{2}$ Cor. Sec. 36 T. 13., R. 3E.
for domestic, livestock, fish culture, fire protection, recreation purposes;
has fully complied with the provisions of the laws of the State of South
Dakota relating to completion of the works set out and described in
Section 61.0137, that said works are completed in accordance with infor-
mation filed in the office of the State Engineer, and 0.05 acre-feet
per year is thereby appropriated for the above purposes bearing date of
priority of October 12, 1939.

Witness my hand this 30th day of January 1940.

State Engineer.

WITHDRAWAL NO. US 480Water Division No. 2Battle Creek Water District

CERTIFICATE OF EXAMINATION OF WORKS

Report of Examining Engineer

RECEIVED
JAN 26 1940

OFFICE OF STATE ENGINEER

Date January 17, 1940By M. E. Von SaggernCoop. No. 2 DEVELOPMENT
Project Name 2 NumberCoop. Draw No. 2
Source of Appropriation
(Stream)

To the State Engineer, Pierre, South Dakota:

Dear Sir: I hereby certify that in accordance with your letter of authorization dated November 24, 1939 I have made a thorough examination of Coop. No. 2 reservoir, ditch, or pipe line constructed by the United States of America, Department of Agriculture, Forest Service, Region 2, Denver, Colorado, holder of withdrawal No. US 480 issued upon Notice of Intention bearing date October 12, 1939, authorizing the withdrawal from further appropriation of 0.05 acre feet, or second feet of the waters of Coop. Draw No. 2, tributary of Nigger Creek for Live stock, fish culture, domestic, fire protection, irrigation & Recreation purposes. I have to report on the condition of the same as follows:

The impounded and diversion works comprise:

Dam: Type Earth Fill Foundation Earth
Size: Max. Length 80 Ft Maximum height to spillway flow line 2.5 Ft Freeboard 1.5 Ft
Section: Upstream slope 2:1
Downstream slope 2:1
Top width 4 Ft
Yardage (Approx.) 80 Cu. Yds
Reservoir: Area Normal Pool Level 0.01 acres
Capacity 0.02 acre feet
Nature of Shore line Grassy
Spillway: Type Bubble Channel Location Left End
Width 4 Ft Depth 1.5 Ft
Capacity 50 cubic feet per sec.
Outlet: Size None Control
Location
Ditches: Open Earth Open rock
Pipe Length
Section Capacity
Location or as shown on plans

The system is in the following condition: Fair

The outlet of the reservoir or the point of diversion of the ditch, canal or pipe line is located N 12° 15' W 1073
feet distant from the W Corner of Section 33 Township 1 S
Range. 3 R

The works are capable of utilizing 0.06 acre-feet of water
annually or second-foot of water.

The legal subdivisions to be irrigated are _____

comprising a total of _____ acres of land.

The domestic and stockwater uses comprise Household purposes & water for livestock.

The utilization for Public recreational, game and fish propagation and fire protection comprises Bathing, rearing fish & water supply for fire fighting equipment.

The project was completed 1954

Witness my hand, this 17th day of January A.D. 19 49

M. E. Vandergem
Examining Engineer

Profile Centerline Spillway

Station
Fall

0 + 00
0.0

0 + 23
1.5

LETTER OF AUTHORIZATION
for
InspectionM. E. V. SeggernCuster, South DakotaNovember 24, 1938Coop. No. 2 Reservoir
Name of ProjectWater Division No. 2
Battle Creek Water District
Coop. Draw No. 2
Source of Appropriation
(Stream)

Dear Sir:

The United States of America, Department of Agriculture, Forest Service, Denver, Colorado, having filed "Notice of Intention" to utilize certain specified waters of the State, and there having been issued a withdrawal from further appropriation as provided in Section 61.0137, 1939 Revised Code of South Dakota and identified as Withdrawal No. US 481, on Coop. Draw No. 2 (stream) County of Pennington on the Harney National Forest, has informed this office that the construction for the diversion, storage, appropriation and application of water to beneficial use has been fully completed and is ready for examination.

You are, therefore, hereby authorized to arrange with the holder of said withdrawal for an examination of the Coop. No. 2 reservoir,

ditch, or pipe line constructed and owned by the United States of America, Department of Agriculture, Forest Service, on the Harney National Forest and also an inspection to determine the amount of water stored and applied to beneficial use.

In this examination you will ascertain whether or not the constructed works comply fully with the plans submitted and are capable of using quantities of water as set forth in the "Notice of Intention", and give in complete form all the information which is suggested by the statements in the Certificate of Inspection which is herewith enclosed, in the attached instructions, and such other information as will enable the State Engineer to act intelligently and judiciously in the matter of determining the status of completion of the projects.

You should also arrange with the holder of the withdrawal for the payment of your fee for this service and such proper expenses as you incur in making this examination and report and taking the testimony.

Very truly yours,

State Engineer.

FORM 17A

WITHDRAWALS No. 480Coop. No. 2 Reservoir

Name of Project

RECEIVED
NOV 11 1939

OFFICE OF THE STATE ENGINEER

Water Division No. 2

Battle Creek Water District

NOTICE OF COMPLETION OF WORKS

P.O. Denver, Colorado,Date November 9, 1939.

TO THE STATE ENGINEER OF SOUTH DAKOTA, PIERRE:

Dear Sir: Notice is hereby given of the completion of the construction of Coop. No. 2 reservoir,

ditch, or pipe line constructed and owned by
the United States of America, Department of Agriculture, Forest Service on
the Harney National Forest. The project provides for the diversion
and storage or direct diversion of quantities of water as shown on the
plans and reports submitted and the project has been completed in accordance
with the said plans and reports, terms and conditions of withdrawals heretofore
issued by the State Engineer of the State of South Dakota or as shall
be hereafter reported by the Examining Engineer.

1. The proper name of the Federal Agency holding said withdrawal is United States of America, Department of Agriculture, Forest Service.
2. The name and postoffice address of the proper corresponding official for said Federal Agency is Regional Forester, Denver, Colorado.
3. The project is located in NE $\frac{1}{4}$ of Section,
35, Township 1S., Range 3E.
4. Said water to be used for livestock, fish culture, domestic, fire
protection, irrigation, recreation, purposes.
5. The amount of water which said completed works are capable of
impounding or conducting to the place of intended use is as
shown by information previously submitted or as shall be hereafter
reported by the Examining Engineer M. E. Von Saggern.
6. The amount of land for which said water is available is _____
acres, particularly described as follows: _____

I heroby certify that the facts set forth in the above notice

are true.

James L. Brownlee
JAMES L. BROWNLEE
Assistant Regional Forester
Division of Engineering

FORM A

CERTIFICATE OF WITHDRAWAL
of
WATER FOR APPROPRIATION
to the
UNITED STATES OF AMERICA
DEPARTMENT OF AGRICULTURE
FOREST SERVICE.

U. S. 480

Coop. No. 2 Reservoir

Name of Project

Water Division No. 2

Battle Creek Water District

Pennington

County

Coop. Draw No. 2

Source of Appropriation - Stream

The United States of America, Department of Agriculture, Forest Service, having filed "Notice of Intention" to utilize certain heretofore unappropriated public waters of the State of South Dakota, in accordance with the requirements of the statutes of the State of South Dakota, such statutes and authority being contained in Section 61.0137 1939 Revised Code of South Dakota, now therefore:

This is to certify that there is hereby reserved, of the heretofore unappropriated waters of Coop. Draw No. 2, the annual amount of 0.05 acre-feet of water to maintain storage in Coop. No. 2 reservoir created by damming said stream at a point

N. 12 15' W. 1075
Foot distant from the W. 1 Corner of Section 36, Township 18,
Range 3E. The purpose of such storage is Livestock, Fish
Culture, Domestic, Fire Protection, Irrigation and Recreation

This is to certify that there is hereby reserved, of the heretofore unappropriated waters of _____ a maximum of _____ cubic feet per second to be diverted through the _____ ditch, canal or pipe line at a point located on the _____ bank

Foot distant from the _____ Corner of Section _____, Township _____
Range _____ for the purpose of _____

during the months of _____

This certificate and withdrawal shall in no manner prejudice, alter, amend or affect the rights of any prior appropriator or prior appropriation of water, nor of any application for appropriation pending on the date of this certificate, but the rights and privileges of any and all such prior appropriators or applicants for appropriation of water shall remain inviolate and intact, the same as if the within withdrawal had not been made.

This certificate shall be and is subject to cancellation in accordance with the provisions of the statutes hereinbefore referred to and under the authority of which this certificate is issued.

In accordance with the provisions of the statutes hereinbefore referred to, this certificate is executed at the State Capitol at Pierre, South Dakota, this 16th day of October 1939.

State Engineer

E
WATER RESOURCES
Water Rights

NOTICE OF INTENTION
to the
STATE ENGINEER
of the
STATE OF SOUTH DAKOTA

RECEIVED
OCT 15 1939

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

Coop. No. 2
Reservoir Project
Harney Forest
South Dakota

Denver, Colorado.

October 12, 1939.
Date

Notice of Intention to divert, store and appropriate water for beneficial uses from certain streams in South Dakota by the United States of America, Department of Agriculture, Forest Service.

The United States of America, Department of Agriculture, Forest Service, through its officers duly appointed to administer the National Forests in South Dakota, hereby notifies the State Engineer of South Dakota of its intentions to appropriate, by construction, diversion, storage and beneficial use, the unappropriated public waters of South Dakota, under Section 61,0137 of the 1939 Revised Code of South Dakota. Application is hereby made for the withdrawal of certain unappropriated public waters of the State of South Dakota in an amount sufficient to maintain storage in _____

Coop. No. 2 Reservoir, or to satisfy the requirements of the _____ ditch, canal or pipe line,

and the following information is furnished:

1. Representative of the United States of America authorized to act in procurement of water rights.

Ans. Regional Forester, United States Department of Agriculture,
Forest Service, Region 2, Denver, Colorado.

2. Name of intending appropriator.

Ans. United States of America, Department of Agriculture, Forest
Service.

3. Name and address of agency representing intending appropriator.

Ans. United States Department of Agriculture, Forest Service, Region 2, Denver, Colorado.

4. Name of reservoir, ditch, canal or pipe line.

Ans. Coop. No. 2 Reservoir

5. County in which water is to be diverted, stored and appropriated.

Ans. Pennington County.

6. Name of stream from which water is to be diverted, stored and appropriated.

Ans. Coop. Draw No. 2.

7. The outlet of the reservoir or the point of diversion of ditch,

canal or pipe line is located N 12° 15' W 1075 feet

distant from the W $\frac{1}{2}$ Corner of Section 36 Township 1 S.

Range. 3 E.

8. Uses to which water directly diverted or diverted and stored, is to be put.

Ans. Livestock, Fish Culture, Domestic, Fire Protection, Irrigation, and Recreation.

9. The available capacity of reservoir in acre feet.

Ans. 0.02 acre feet.

10. The carrying capacity of ditch, canal or pipe line in cubic feet per second.

Ans.

11. Acre feet of water to be appropriated annually for diversion and storage in reservoir.

Ans. 0.05 acre feet.

12. Cubic feet of water per second to be appropriated for direct diversion by ditch, canal, or pipeline.

Ans.

13. Location of lands to be irrigated.

Ans.

14. Class of plans accompanying "Notice of Intention".

Ans. Standard Plans.

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OCT 16 1939

OFFICE OF STATE ENGINEER
PIERRE, S. DAK.

H. D. Cochran
Acting Regional Forester