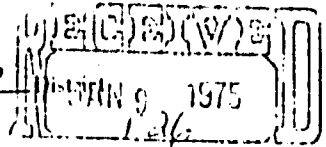


- 1235-2
1. Considered 3-17, 1975
2. Name of Applicant FRANK BUCKLES
3. Post Office Address MARTIN
4. Amount of water claimed 2.22
5. Source of water supply GROUND WATER 475'
6. Water to be used for IRRIGATION
- Acres to be irrigated 160
7. Water to be diverted and used in BENNETT county
about 5 1/2 S, 1 W miles of MARTIN
8. Proof of Publication Received 3-10-75
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

No. 1235-2Map No. 1045-2 Water Division No. 2. LITTLE WHITE RIVER
(blank to be filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

STATE WATER RIGHTS COM. S. DAKOTA

To appropriate Water within the State of South Dakota

Well No. 3

(NOTE--Draw a line through items not applicable)

1. Name of Applicant Buckles Ranch
Frank Buckles
Postoffice address Martin, State South Dakota 57551
If a corporation show date and place of incorporation _____
2. Method of accomplishing work (contract, employment of others, or by direct labor) Contract
3. Name of diversion work Well pump
4. Amount of water claimed (cubic feet per second) 1000 cu. ft./sec.
5. Source of water supply Deep well
6. Location of point of diversion Center of SE $\frac{1}{4}$, Sec 11, 36-38
- County Bennett
7. Annual period or periods during which water is to be used April thru October
8. Use to be made of water, (irrigation, industrial, municipal, commercial, recreation, etc.) irrigation
9. For irrigation use, Total number of acres to be irrigated 160

List below each forty acre subdivision, or lot, or fraction thereof and show number of acres to be irrigated in each.

Land Description	No. Acres Irr.	Land Description	No. Acres Irr.
NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec 11, 36-38	40 A.		
NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec 11, 36-38	40 A.		
SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec 11, 36-38	40 A.		
SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec 11, 36-38	40 A.		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system 5 years. Additional time required to complete application of water to the proposed beneficial use 2 years.
11. Choice of newspaper for Notice of Intent to appropriate Water publication Bennett County Booster II
12. Principal Features of the Proposed Water Supply System.

A. Works proposed to divert water from its natural source.

High plume pump, motor powered.

B. Works proposed to transport water to place of use.

8" al minum pipe

C. Works proposed to apply water to beneficial use.

Sprinkler irrigation system.

Estimated Total Cost \$ 45,500

Attachments: Attach Form 2 if diversion from a well or dugout, or if storage of water, is proposed. Attach map.
(See instructions concerning preparation.)

STATE OF SOUTH DAKOTA

County of BennettI, Frank E. Buckles the applicant, hereby certify that I have read the foregoing application and have examined the attached map and that the matters therein stated are true and that I intend, and am able to complete the necessary construction.

Signed

Subscribed and sworn to before me this 7th day of Jan, 1975

Notary Public (or other qualified officer)

Reg. of Deeds - Perm

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 1235-2

FRANK BUCKLES - Buckles Ranch MARTIN
(Applicant) (Post Office Address)
SOUTH DAKOTA 57551 With the following modifications:
(State)

The irrigation well approved under this Permit will be located near domestic wells and other irrigation wells which may obtain water from the same aquifer. The irrigation well owner, under this Permit, shall control his irrigation withdrawals so there is not a reduction of needed water supplies in existing domestic wells or in irrigation wells having prior water rights.

Date of first receipt of application JANUARY 9 19 75
Date of return to applicant for correction, amendments or changes required JANUARY 20 19 75
Date of receipt of corrected application FEBRUARY 1 19 75
Approved MARCH 20 19 75 Recorded in Book 13 Page 197

WATER RIGHT PERMIT NO. 1235-2

The Water Rights Commission hereby grants and issues this Water Right Permit No. 1235-2 authorizing the construction of the water use system and the putting of water to beneficial use as stated in the Application and as modified in the Water Right Application approval, subject, however, to the following limitations and conditions:

1. The date from which applicant may claim right is JANUARY 9 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before SEPTEMBER 20 19 77
3. The whole of said work is to be completed on or before MARCH 20 19 80
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MARCH 20 19 82
5. The water appropriated shall be used for the purpose of IRRIGATION

6. 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.

7. The amount of the appropriation herein granted shall not exceed 2.22 cubic feet per second; neither shall it exceed the capacity of the above described water supply system, nor shall it exceed the amount of water needed for beneficial uses served, and if for the irrigation purposes said appropriation must be limited to not more than 3 acre feet per acre per year and 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 MARCH 20 19 82; said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 21st day of MARCH 19 75

WATER RIGHTS COMMISSION

By Donald Driscoll
Chief Engineer, Executive Officer

Certificate of Construction Issued SEPTEMBER 9 19 77

Water License Issued SEPTEMBER 9 19 77

12. Principal Features of the Proposed Water Supply System (continued.) Well No. 3

D. Well Information or Estimates

- (1) Drill Hole, Diameter 30", Depth 475 ft.
- (2) Casing, Type steel Diameter 24" Thickness 1/4 "
(wood, concrete, steel, etc)
- (3) Perforated Screen.
Type steel, Diameter 24", Length 100 ft.
- (4) Gravel Pack, Thickness 6", Length of gravel pack 460 ft.

E. Dugout Information or Estimates.

- (1) Surface dimensions _____, Depth _____

F. Fill out for Either a Well or a Dugout.

- (1) Water Bearing Materials. (Please attach a copy to test well log if available.)

Character of Water bearing materials Fine and coarse gravel.

Depth to top of water bearing material 116 ft.

Depth to bottom of water bearing material 460 ft.

Thickness of water bearing material 344 ft.

Depth to water (ground surface to water level) 72 ft.

- (2) Distance to nearest existing household or livestock watering wells.

On same owner's property 80 rds. On property owned by others 160 rds.

G. Water Storage Dams.

If the proposed water use system contains one or more water storage dams, please show in the space below, the height, maximum water depth, surface area and storage capacity of each storage dam. The location of each water storage dam should be shown on the water right map.

Frank E. Buckles
Signature of Applicant

Conservation
Commission
Form WI #1

STATE CONSERVATION COMMISSION
SUPPORTING INFORMATION
FOR APPROPRIATION OF GROUND WATER IN ACCORDANCE
WITH SDCL 46-6-3 AS AMENDED
(This Form Required for Proposed Well Irrigation Only)

FOR COMMISSION USE ONLY

Irrigation System: _____

Water Quality: _____

Soils Capability: _____

Approved: W.A. MPR

Disapproved: _____

Well No. 3

NAME: Frank Buckles

ADDRESS: Martin, South Dakota 57551

COUNTY: Bennett

LEGAL DESCRIPTION

1. WELL LOCATION: Center of SE $\frac{1}{4}$, Sec 11, 36-38
2. AREA TO BE IRRIGATED: SE $\frac{1}{4}$, Sec 11, 36-38

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): Automatic Sprinkler
4. CROPS TO BE IRRIGATED: Corn, alfalfa and grass.

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 2-5%
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: Largely a Richfield and Keith silt loam complex with small portions of Keith Rosebud silt loam soils.

WATER QUALITY (TO BE COMPLETED BY COMMISSION)

7. SAMPLE NO.: 75-027
8. SALINITY: Electrical Cond. = 432 micromhos/cm (low-medium)
9. SODIUM: Sodium Adsorption Ratio = 0.57 (low)
Residual sodium carbonate = 6.51 me/l (not a hazard)

I do hereby certify that a chemical analysis of the ground water to be
acquired for irrigation from South Dakota State University and:

the land capability for irrigation information has been acquired from
Soil Conservation District Area Conservationist

and: Gary Nies, Bennett County Extension Agent.

that the legal description for the location of the well and land to be
irrigated is true and correct.

Frank E. Buckler

Subscribed and sworn before me this

7th day of Jan 1975.

Ann B. Engelbert

Register of Deeds

(Title)

REPORT OF ANALYSIS
Water Quality Laboratory
Water Resources Research Institute
South Dakota State University
Brookings, South Dakota 57006

Submitted by: Frank Fuckles
 Address: Martin, SD 57551

Date Rec'd January 20, 1975
 Sample No. 75-027
 Identification #3 Well-
S&P, Sec. 11, T 36N, R 38W

WATER ANALYSIS

Calcium (Ca)	61	ppm*	3.05	me/l**
Magnesium (Mg)	9	ppm	0.74	me/l
Sodium (Na)	18	ppm	0.78	me/l
Potassium (K)	14	ppm	0.38	me/l
Sulfate (SO ₄)	11	ppm	0.23	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	4	ppm	0.10	me/l
Bicarbonate (HCO ₃)	268	ppm	4.40	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		g.p.g.***
Alkalinity (Methyl Orange)	220	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	432	micromhos per cm at 25° C.		
Sodium Adsorption Ratio	0.57			
Sodium	15.75	% of cations		
Residual sodium carbonate	0.61	me/l		
pH	7.24			
Others:				

*ppm=parts per million

**me/l=milliequivalents per liter

***g.p.g.=grains per gallon

COMMENTS:

Total cations 4.95 me/l
 Total anions 4.73 me/l

By: Shirley Litten

Service Performed

Amount Due

Irrigation analysis

\$6.00

Make checks payable to: Water Quality Laboratory

Cut along dotted line and return the lower portion with payment

Sample No. 75-027

Amount Enclosed \$

Signed

WATER LICENSE NO. 1235-2

(1) WHEREAS, On the 9th day of January, A. D. 1975,

Frank Buckles

made Water Right Application No. 1235-2 for a permit to use 2.22 cubic feet per second of the waters of ground water

County of Bennett, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 20th day of March, A. D. 1975

Permit No. 1235-2, with a date of priority of January 9, 1975

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 20th day of March, A. D. 1980 and for the application to beneficial use of said water on or before the 20th day of March, A. D. 1982

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 2.17 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 a 152 acre circle in the SE $\frac{1}{4}$, Section 11, T36N R38W

(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 Frank Buckles

_____ of Martin
the holder _____ and owner _____ of said permit No. 1235-2 a water right, dating from January 9, 1975
_____ to use of 2.17 cubic feet per second of the waters

of ground waters
in the County of Bennett 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 center of the NE corner, Section 11, T36N, R38W*

and conduct to and upon a 152 acre circle in the SE 1/4, Section 11, T36N, R58W

for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 1235-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 9th day of September A. D.
Nineteen Hundred and seventy-seven

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

*Well proposed under this Permit was not drilled. This land
irrigated from well approved under Permit No. 1234-2.

Form 15.

Permit No. 1235-2

Water Diversion No. 2 Little White River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Frank Buckles

_____ the holder _____ of
Permit No. 1235-2, issued upon Application No. 1235-2, bearing date of priority of January 9,
1975 authorizing the diversion of 2.22 cu. ft. per second of the waters of _____
ground water County of Bennett, State of South Dakota at _____
a point in the center of the NE corner, Section 11, T36N, R38W*
_____, for irrigation

_____ purposes, has _____ 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 2.22 cu. ft. per second of water.

Date September 9, 1977

WATER RESOURCES COMMISSION

By:

John Hatch
JOHN HATCH, Chief Engineer

*Well proposed under this permit was not drilled. This
land irrigated from well approved under Permit No. 1234-2.

Form 6 - Notice of Intent to Appropriate Water

No. 1235-2

Publish first publication, on or before March 6, 1975

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

February 6, 1975

Notice is hereby given that Frank Buckles
whose post office address is Martin, South Dakota, has made an application in accordance
with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use

2.22 cubic feet of water per second of time from the ground water through the
Buckles #3, the point of diversion of which is to be located in the

X Center of the SE 1/4
of Section 11, Twp. 36N, Range 38W. Said water to be used for the purpose
of providing irrigation on the following described land:

SE 1/4, Section 11, T36N, R38W

This application No. 1235-2 will be considered by the Water Rights Commission at its office at
Pierre upon the 19th day of March, 1975, at 2:30 P. M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES
Water Rights Specialist

BFJ/lw

cc: Frank Buckles, Martin, S.D. 57551

Permit No. 1235-2Water Division 2 Little White River Water DistrictREPORT OF EXAMINATION OF WORKS
AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: Water Resources Commission, State Office Building No. 2, Pierre, South Dakota 57501

I have this day made a thorough examination of the water use system constructed by Frank E
Buckles of Martin, S.Dak 57551 holder
of Permit No. 1235-2, bearing date of priority of January 9, 1975
authorizing the diversion of 2.22 cu. ft. per second of the waters of Well
for Irrigation purposes, in Bennett 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:

Pump - Western Land Roller - 1000 gpm
Motor - General Electric, Model 5K62-8 X H1A
Serial DLJ402108.

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

8" dia. Underground PVC pipe - 2640 ft long

C. Works used to apply water to beneficial use.

Valley Center Pivot - Model 1234, Serial 18767
With Corner System

The system is in the following condition: Very Good

The point of diversion is located S 46° 30' W - 1870 ft from the Northeast
corner of Section 11, T36N, R38W

The works are capable of diverting and conveying to the place of use 2.22cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: In section 11, T36N, R38W.NE 1/4 of SE 1/4 - 38 AcNW 1/4 of SE 1/4 - 38 AcSE 1/4 of SW 1/4 - 38 AcSW 1/4 of SE 1/4 - 38 Accomprising a total of 152 acres of land.

Well 500 ft deep.

Water 62 ft from ground surface.

Pump set at 350 ft.

Note: This well and center pivot are also used for
Application 1234-2

Date May 21, 1976

Larry J. Monahan
(Signature)

Form 8 - Proof of Publication - Notice of
Intent to Appropriate Water

No. 1235-2

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Bennett) ss.

I, Mary E. Long hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Bennett County Booster II

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 Martin

County of Bennett and State of South Dakota;
that the said notice was published in said newspaper on the following
two dates:

_____ February 13, 1975 _____

_____ February 20, 1975 _____

(Signature)

(Title)

(Date Signed)

NOTICE
INTENT TO
APPROPRIATE WATER
No. 1235-2

February 6, 1975
Pierre, South Dakota 57501
Notice is hereby given that
Frank Buckles whose post
office address is Martin, South
Dakota, has made an applica-
tion in accordance with the
provisions of the water laws of
South Dakota for a permit to
appropriate for beneficial use
2.22 cubic feet of water per
second of time from ground
water through the Buckles No.
3, the point of diversion of which
is to be located in the Center of
the SE 1/4 of Section 11, Twp.
36N, Range 38W. Said water to
be used for the purpose of
providing irrigation on the
following described land:
SE 1/4, Section 11, T36N, R38W.
This application No. 1235-2
will be considered by the Water
Rights Commission at its office
at Pierre upon the 19th day of
March, 1975, at 2:30 p.m. All
interested persons may appear
and be heard.

WATER RIGHTS
COMMISSION
BURTON F. JONES,
Water Rights Specialist

21-34

RECEIVED
MAR 10 1975
STATE WATER RIGHTS COMMISSION
PIERRE, SOUTH DAKOTA



1235-2

Department of Water & Natural Resources

Joe Foss Building
523 East Capitol
Pierre, South Dakota 57501-3181
January 29, 1988

LEO BUCKLES- BUCKLES RANCH
SR #5 BOX 8
MARTIN, SD 57551

NOTICE

Re: Violation of Water Permit No(s). 1731-2 and 1987 Irrigation Questionnaire Requirements

Our records indicate that the 1987 Irrigation Questionnaire has not been submitted for Permit No(s). 1731-2. The request for the questionnaire was dated October 8, 1987. The Water Management Board has directed that owners of water permits who have not submitted 1987 Irrigation Questionnaires be given notice of permit violation and of hearing(s) before the Board. The hearing(s) will be held to determine action to be taken by the Board for violation of Water Permit No(s). 1731-2 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will also be to determine if Permit No(s) 1234-2, 1414-2, 1327-2, 1235-2 should be amended with the qualification to require the Questionnaire to be submitted each year.

The hearing(s) will be at 9:00 am, March 2, 1988, in Room 216, Joe Foss Building, 523 E Capitol, Pierre, South Dakota.

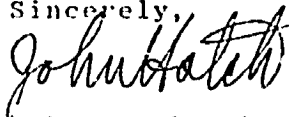
The hearing(s) will be conducted pursuant to the provisions of SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11, and 46-2-17. These are contested case hearings pursuant to procedures contained in SDCL 1-26.

Following the hearing(s), the Water Management Board can:

1. Suspend Permit No(s). 1731-2 until either the 1987 Questionnaire is submitted or for the period of up to one year;
2. Amend Permit No(s) 1234-2, 1414-2, 1327-2, 1235-2 also held by LEO BUCKLES- BUCKLES RANCH to require the Irrigation Water Use Questionnaire to be submitted each year;
3. Postpone any action;
4. Take no action.

The hearing(s) is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

Sincerely,

A handwritten signature in cursive script that reads "John Hatch". The signature is written in dark ink and is positioned below the word "Sincerely,".

John Hatch, Chief Engineer
Water Rights Division

Note: If the questionnaire(s) are received in this office before the March 2 hearing date, you will no longer be in violation of your permit(s) and your name will be deleted from the agenda pertaining to these hearings.



Department of
Water & Natural Resources

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

1235-2

March 14, 1988

NOTICE OF AMENDMENT TO WATER PERMIT(S)

TO: LEO BUCKLES- BUCKLES RANCH
SR 5, BOX 8
MARTIN, SD 57551

FROM: John Hatch, Chief Engineer
Water Rights Division
773-3352

SUBJECT: Amendment to Water Permit No(s). 1327-2, 1414-2,
1234-2, 1235-2

Pursuant to the provisions of the notice dated January 29, 1988 and following the Hearing March 2, 1988, the Water Management Board has amended Water Permit No(s). 1327-2, 1414-2, 1234-2, 1235-2 to add the following qualification to each:

"This permit is subject to the Irrigation Water Use Questionnaire being submitted each year."

The addition of this qualification to your Permit(s) means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water permit and no use of water for up to one year for the first violation. Please include the enclosed attachment with your permit.



Department of Water & Natural Resources

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

Attachment to Water Permit No(s). 1327-2, 1414-2, 1234-2, 1235-2

Pursuant to the provisions of the notice dated January 29, 1988 and following the Hearing March 2, 1988, the Water Management Board has amended Water Permit No(s). 1327-2, 1414-2, 1234-2, 1235-2 to add the following qualification to each:

"This Permit is subject to the Irrigation Water Use Questionnaire being submitted each year."

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1235-2

Date: April 4, 2005

I/We request that Water Right/Permit No. 1235-2

formerly owned by: FRANK Buckles

be transferred to: (name & address) _____

Roger + Debrah Sieck

5236 221st St
Council Bluffs, Iowa 51503

Telephone No. 712-366-2336

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

SE 1/4 11-36-38 Burnett County

I/We understand that the validity of Water Right/Permit No. 1235-2 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 Roger Sieck
Debrah Sieck, 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.

RECEIVED
APR - 7 2005
WATER RIGHTS
PROGRAM

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date April 7, 20 05

RECEIVED OF Roger Sieck, 50636 221st Street, Council Bluffs IA 51503

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	2.50	
Fee for Application for Permit No. _____ to Appropriate Water for Future use		
Fee to retain Future Use Permit No. _____ after period of seven years.		
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____		
Fee for Filing Transfer Form <u>1235-2</u>		
Fee for _____		
Fee for Issuing New Well Driller's License No. _____ for C.Y. _____		
Fee for Renewal of Well Driller's License No. _____ for C.Y. _____		
Fee for Issuing Well Pump Installer's License No. _____ for C.Y. _____		
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2.50

No.

001841

By

Darland Elbe
Chief Engineer
gm



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

April 7, 2005

1234-2
1235-2
1327-2
1414-2

Roger & Debrah Sieck
50636 221 St
Council Bluffs IA 51503

Dear Mr. & Mrs. Sieck:

I am writing to acknowledge receipt of the ownership changes you submitted for Water Right Nos. 1234-2, 1235-2, 1327-2 and 1414-2. The transfers have been completed. The water rights formerly listed in the name of Buckles Ranch are now listed in your names.

Each year in October, we mail out the annual irrigation questionnaire. Enclosed are sample copies for your review. This will give you an idea of what type of information you will need to keep track of during the irrigation season.

An additional item I wanted to make you aware of is that in order to maintain water rights, they need to be used. I am including excerpts of our water laws and Water Management Board rules dealing with this issue.

Also enclosed is your Receipt Nos. 001838, 001839, 001840 and 001841 in the amounts of \$2.50 each. You may keep these for your records. 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

T 36N

129.6

Scale 1" = 1000 ft.

34-38

330

R38W

36-38

156.0

250.6

312.4

275

R54.8

S 46° 30' W

Well

Well No 3
SE 1/4, Sec 11, 36-38

Owner:
Frank Buckles
MARTIN, S.DAK.
Plot location
established by
GARY NIES
Bennett Co.
Extension Agent.

62.0

CP
Well Location

36-38

1327.2

36-38

shot points - 140 ft
into cover
with 10 lb
shot
130 lbs

MAP NO 1045-2
APPL NO 1235-2
1327-2



1235-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2013

NOTICE

TO: ROGER & DEBRAH SIECK, 29581 218TH AVE, MARTIN, SD 57551

FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2012 Irrigation Questionnaire(s)

Our records indicate that the 2012 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2. The request for the Questionnaire was dated October 12, 2012. The Water Management Board has directed that owners of water permits who have not submitted the 2012 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **8:30 am, March 7, 2013** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation, or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is (are) received in this office on/or before **March 4, 2013**, you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352 or email at genny.mcmath@state.sd.us. If you prefer, you can complete the questionnaire online at the following link: <http://denr.sd.gov/iq.aspx>

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
PMB 2020
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

January 29, 2013

Roger and Debrah Sieck
29581 218th Ave
Martin SD 57551

RE: Water Right Nos. 1234-2, 1235-2, 1327-2, 1414-2 and 1941A-2

Dear Mr. & Mrs. Sieck:

I am writing to acknowledge receipt of your 2012 irrigation questionnaires.

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right Nos. 1234-2, 1235-2, 1327-2, 1414-2 and 1941A-2. The information was received in our office prior to the Water Management Board meeting and your names have been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

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



1235-2

**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

October 26, 2022

Chad Robinson
10316 738th Rd
Bertrand, NE 68927

RE: Water Right Nos. 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2

Dear Mr. Robinson:

Thank you for visiting with me about the water rights and needed ownership changes. I have enclosed several documents:

- Copies of all five water rights – they are sort of hard to read due to the age of them (you can keep these)
- Copies of the 2021 irrigation questionnaires submitted by Mr. Sieck. These will give you an idea of what is required on the forms. (you can keep these)
- The yellow forms are the 2022 irrigation questionnaires. These need to be completed and sent back to us by December 5, 2022. If you want to do them online, go the following weblink: <https://danr.sd.gov/iq> the password for these forms is **SGNROA** (the password will change every year)
- Transfer of ownership forms for all five water rights. I completed them with the information I had handy, the portion that says “to be transferred to (name & address) is the area you will need to complete. Once you complete the transfer forms, sign and return them to our office with a required filing fee of \$50 each or a total of \$250. The check or money order can be made payable to the Water Rights Program.

I apologize for the rather large packet of information! If you have any questions, please let me know.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

1235-2

RECEIPT**WATER RIGHTS PROGRAM**

South Dakota Department of Agriculture and Natural Resources

Date November 28, 2022RECEIVED OF Robison Farms 10316 738 Rd., Bertrond NE 68927

The following amount in fees for services rendered as provided for by law:

Fee for Application for Permit No. _____ to Appropriate Water, to construct and to put water to beneficial use	\$ _____
Fee for Application for Permit No. _____ to Appropriate Water for Future use	\$ _____
Fee to retain Future Use Permit No. _____ after period of seven years.	\$ _____
Fee for Inspecting Constructed Works, confirming beneficial use and issuing Water License No. _____	\$ _____
Fee for Filing Transfer Form <u>1235-2</u>	<u>\$50.00</u>
Fee for _____	\$ _____
Fee for Issuing New Well Driller's License No. _____	\$ _____
Fee for Renewal of Well Driller's License No. _____	\$ _____
Fee for Issuing Well Pump Installer's License No. _____	\$ _____
Fee for Renewal of Well Pump Installer's License No. _____	\$ _____
(Any Other Work Provided by Law)	
TOTAL	<u>\$50.00</u>

By Eric Granlund
Chief Engineer

vm

PAID

NOV 28 2022

Ck# 2108

Rec't# _____

NOTICE OF TRANSFER OF OWNERSHIP

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

RECEIVED

No. 1235-2

NOV 28 2022

Date: 11-18-22

OFFICE OF
WATER

I/We request that Water Right No. 1235-2

formerly owned by: Roger and Debrah Sieck

be transferred to: (name & address) Chad Robison living trust

10316 738 Rd.

Bertrand NE 68927

Telephone No. 308-991-1705

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

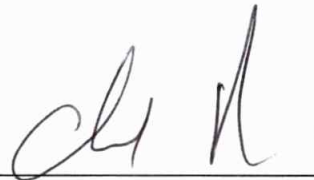
152 acres – SE ¼ Section 11, T36N, R38W

I/We understand that the validity of Water Right No. 1235-2 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 Fifty Dollars (\$50.00) 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 Chad Robison, 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.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

November 29, 2022

Chad Robison
10316 738th Rd
Bertrand, NE 68927

RE: Water Right Nos. 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2

Dear Mr. Robison:

I am writing to acknowledge receipt of the transfer forms, filing fees and the 2022 irrigation questionnaires for the above listed water rights.

The ownership changes have been completed. Water Right Nos. 1234-2, 1235-2, 1327-2, 1414-2 and 1941A-2 formerly held by Roger and Debrah Sieck are now listed under "Chad Robison Living Trust".

Enclosed for your records are receipts for the filing fees you paid. If you have any questions, please let me know.

Sincerely,

Genny McMath
Water Rights Program
605 773-3352
Genny.mcmath@state.sd.us

enclosures



DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 19, 2024

NOTICE

TO: CHAD R ROBISON LIVING TRUST, 10316 738TH RD, BERTRAND, NE 68927

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2023 Irrigation Questionnaire(s)

Our records indicate your 2023 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2. The request for the Questionnaire was dated October 20, 2023. The Water Management Board has directed owners of water permits who have not submitted the 2023 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held at **Wednesday, March 6, 2024 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is (are) received in this office before the **March 6, 2024** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: JUGHAZ**

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 31, 2024

1234-2, 1235-2, 1327-2, 1414-2,
1941A-2, 2859-2, 2855-2,
2856-2, 2857-2, 2858-2, 2860-2,
2861-2, 2862-2, 2863-2

Chad R Robison Living Trust
10316 738th Rd
Bertrand NE 68927

Dear Mr. Robison:

I am writing to acknowledge the receipt of your 2023 irrigation questionnaire(s).

You may disregard the January 19, 2024, "Notice" concerning the reporting requirements for Water Permit No(s). 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2 & 2863-2. The information was received prior to the March 6, 2024, Water Management Board meeting and these permit numbers have been removed from the agenda.

If you have any questions, please contact me.

Sincerely,

Amanda Dewell
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**
JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 14, 2025

NOTICE

TO: CHAD R ROBISON LIVING TRUST, 10316 738TH RD, BERTRAND, NE 68927

FROM: Ron Duvall, Engineer III
for Eric Gronlund, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2024 Irrigation Questionnaire(s)

Our records indicate your 2024 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2. The request for the Questionnaire was dated October 23, 2024. The Water Management Board has directed owners of water permits who have not submitted the 2024 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held on **Wednesday, March 5, 2025, at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is (are) received in this office before the **March 5, 2025**, hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Amanda Dewell at (605) 773-3352 or email at amanda.dewell@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: SKYVFK**

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

February 10, 2025

1234-2, 1235-2, 1327-2, 1414-2
1941A-2, 2859-2, 2855-2, 2856-2
2857-2, 2858-2, 2860-2
2861-2, 2862-2, 2863-2

Chad R Robison Living Trust
10316 738th Rd
Bertrand NE 68927

Dear Mr. Robison:

I am writing to acknowledge the receipt of your 2024 irrigation questionnaire(s).

You may disregard the January 14, 2025, "Notice" concerning the reporting requirements for Water Permit No(s). 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2. The information was received prior to the March 5, 2025, Water Management Board meeting and the above listed permit number(s) have been removed from the agenda.

If you have any questions or concerns, please contact me.

Sincerely,

Amanda Dewell
Permitting Administrator
Water Rights Program
605 773-3352
Amanda.Dewell@state.sd.us



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E. CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

January 20, 2026

NOTICE

TO: CHAD R ROBISON LIVING TRUST, JOEY ROBISON, MGR, 10225 738TH RD,
BERTRAND, NE 68927

FROM: Ron Duvall, Engineer III
for Adam Mathiowetz, PE, Acting Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2025 Irrigation Questionnaire(s)

Our records indicate your 2025 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2. The request for the Questionnaire was dated October 8, 2025. The Water Management Board has directed owners of water permits who have not submitted the 2025 Irrigation Questionnaire(s) be given notice of permit violation and a hearing to be held by the Board. The hearing is to determine what action is to be taken for violation of Water Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2 qualification:

"This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year."

The hearing will be held on **Wednesday, March 4, 2026 at 9:30 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. According to SDCL 46-1-12, the Board may suspend a permit for a period of up to one year for the first violation of a permit qualification or up to three years for a second violation or cancel a permit for a third violation. Following the hearing, the Water Management Board can:

1. Suspend or cancel Permit No(s) 1234-2, 1235-2, 1327-2, 1414-2, 1941A-2, 2859-2, 2855-2, 2856-2, 2857-2, 2858-2, 2860-2, 2861-2, 2862-2, 2863-2 in accordance with applicable provisions of SDCL 46-1-12;
2. Postpone any action; or
3. Take no action.

The hearing is an adversary proceeding. The permit owner has the right to be present or to be represented by a lawyer. These and other due process rights will be forfeited if they are not exercised. Decisions of the Board may be appealed to the Circuit Court and the State Supreme Court as provided by law.

If the questionnaire(s) is (are) received in this office before the **March 4, 2026** hearing you will no longer be in violation of your permit and your name will be removed from the Board agenda. Enclosed are additional questionnaire(s) for your use. If you have questions or need assistance, please contact Shannon Konst at (605) 773-3352 or email at shannon.konst@state.sd.us. **If you prefer, you can complete the questionnaire online at the following link: <https://danr.sd.gov/iq> using this password: LDMHQT**

CHAD ROBISON, 10316 738TH RD, BERTRAND NE 68927

NOTE: Please contact the Water Rights Program, Joe Foss Building, 523 E Capitol, Pierre, SD (605-773-3352) to assure access to the meeting room for the handicapped or to obtain an interpreter for the hearing impaired.



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 E CAPITOL AVE
PIERRE SD 57501-3182
danr.sd.gov

February 06, 2026

Robinson Living Trust
C/O Joey Robinson, MGR
10225 738th Rd
Bertrand, NE 68927

2863-2
1941A-2
1235-2
1327-2
1414-2
2855-2
2856-2
2861-2
2860-2
2859-2
2858-2
2857-2
2862-2
1234-2

Dear Mr. Robison,

I am writing to acknowledge receipt of your 2025 irrigation questionnaire(s).

You may disregard the January 20, 2026, "Notice" concerning irrigation reporting requirements for your water permit/right(s). The information was received in our office prior to the Water Management Board meeting, and your name has been deleted from the agenda.

If you have any questions, please contact me.

Sincerely,

Shannon Konst
Water Rights Program
605 773-8204
Shannon.konst@state.sd.us