

1854A-2
RECEIVED

MAY 11 2012

WATER RIGHTS
PROGRAM

SD EForm - 0495LD V2 NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

Mail to: PMB 2020
DENR - Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182Water Right/Permit No. 1854-2Date: 5-10-12I/We request that Water Right/Permit No. 1854-2 formerly owned by:Conger - Simper be transferred to:New Owner Name: Robert K BAKERAddress: 27050 Beaver Valley Rd.City, State, Zip Buffalo Gap, S.D. 57722 Telephone No. 605-833-2500

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

E 1/2 SW 1/4, NW 1/4 SW 1/4, NW 1/2 NW 1/4 SW 1/4 SW 1/4, NW 1/4 NE 1/4
SW 1/4 SW 1/4, E 1/2 NE 1/4 SW 1/4 SW 1/4, E 1/2 SE 1/4 SW 1/4 SW 1/4
in Section 4, Township 7 South, Range 7 East, BHM,
Fall River County, South Dakota☒ I understand that the validity of Water Right/Permit No. 1854-2 has not been determined by this transfer action. If I have any questions on validity, I understand that only the Water Management Board has the authority to determine if a water right/permit is valid (see note below.)

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 included to cover the filing fee as required by SDCL 46-2-13.

I, Robert K Baker, the new owner, certify that the above information is true and correct.Robert K Baker
(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.

Hi. Eric:

THANKS FOR THE HELP. WILL
WE BE NOTIFIED OR RECEIVE
A MAILED OR E-MAILED
NOTICE WHEN THIS PROCESS
IS COMPLETE FOR OUR RECORDS

THANK YOU
BOB BAKER

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date 5/11, 20 12

RECEIVED OF Robert K Baker 27050 Beaver Valley RD Buffalo Gap SD 57722

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	50	00
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>1854-2</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. _____	50	00
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	50 00

No. 05437

By

James Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

JUN 28 2012

1854A-2

Robert K Baker
27050 Beaver Valley Rd
Buffalo Gap SD 57722

Dear Mr. Baker:

Enclosed is your Reissued Partial Vested Right Water License No. 1854A-2. Partial Vested Right Water License No. 1854-2 has been divided and reissued based on the ownership change you filed on May 11, 2012.

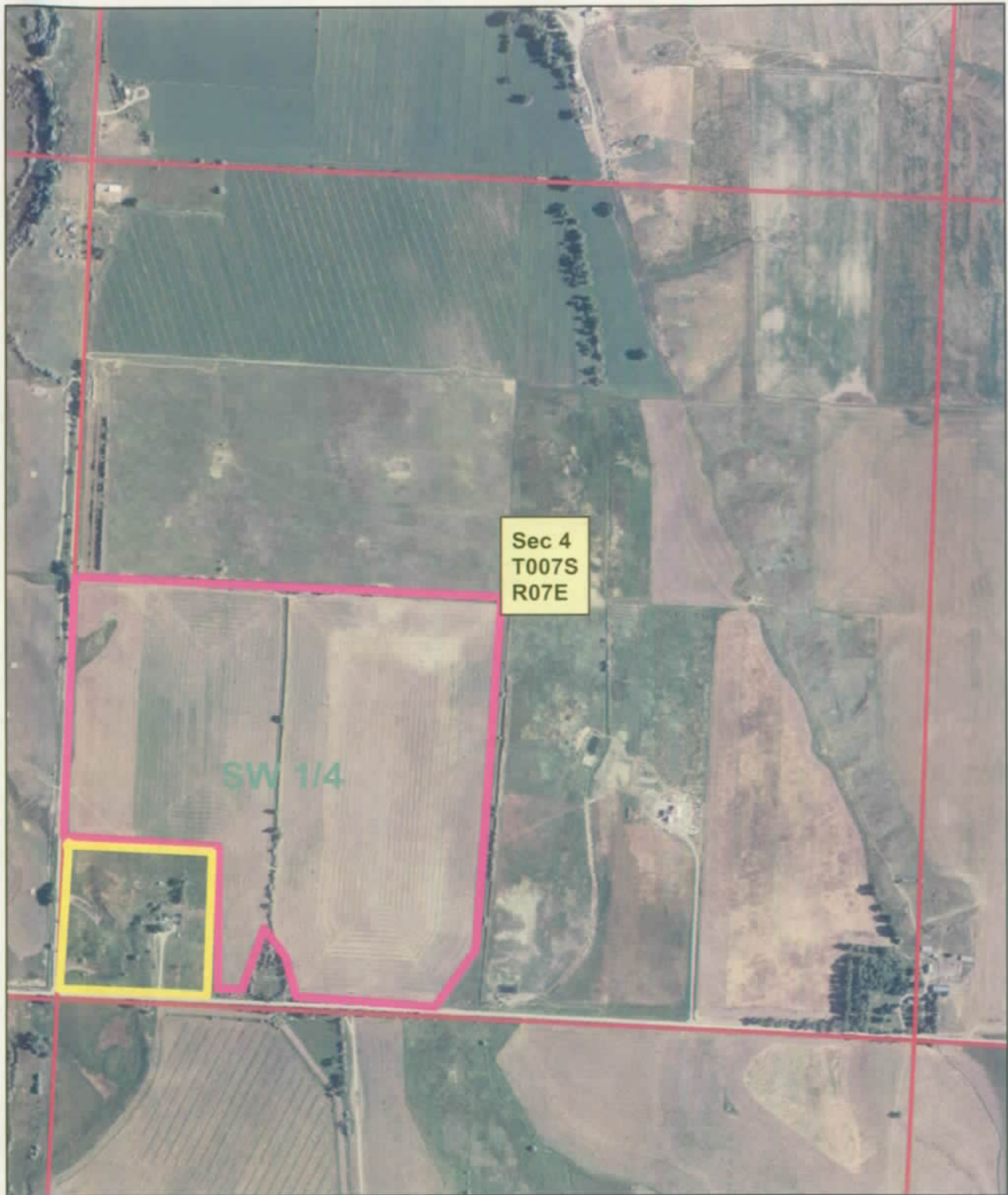
Enclosed with your water license is Receipt No. 05437 in the amount of \$50.00. The receipt is for the filing fee you paid for filing the ownership change.

As long as you use the water beneficially, as stated in the Water License, State Water Laws provide that you have a continuing right to use the water.

Sincerely,

Garland Erbele, Chief Engineer
Water Rights Program
(605) 773-3352

enclosures



Sec 4
T007S
R07E

SW 1/4

0 315 630 1,260 1,890 2,520 Feet



Baker Property



Nielson Property (12.8 acres within this area)



STATE OF SOUTH DAKOTA
REISSUED PARTIAL VESTED RIGHT WATER LICENSE NO. 1854A-2
DIVISION OF NO. 1854-2 INTO 1854A-2 AND 1854B-2

(1) Conger Ranch was issued Partial Vested Right Water License No. 1854-2 for a right to divert 2.25 cubic feet of water per second (cfs) from Beaver Creek, in Fall River County, South Dakota for irrigation purposes. Partial Vested Water Right No. 1854-2, with priority dates of February 6, 1981 and July 7, 1883 was validated May 6, 1992. Construction of the described water supply system and the application to beneficial use of water was completed and complied with applicable provisions of South Dakota Water Law.

The partial vested water right authorizes irrigation of 147.8 acres in the SW $\frac{1}{4}$ Section 4, T7S, R7E. On May 11, 2012, an ownership change was filed transferring portions of the land authorized for irrigation. No. 1854-2 is being divided and reissued to reflect separate ownership.

Partial Vested Water Right No. 1854A-2 is being issued to Robert K Baker, 27050 Beaver Valley Rd, Buffalo Gap SD 57722 for 135 acres within the SW $\frac{1}{4}$ Section 4 with a prorated diversion authority of 2.06 cfs. The remaining 12.8 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 4, T7S, R7E and the prorated diversion authority of 0.19 cfs will be issued under Vested Water Right No. 1854B-2.

(2) It is certified that the holder has complied with the provisions of South Dakota State Law and is entitled to divert 2.06 cubic feet of water per second for beneficial use.

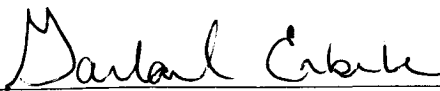
The location of the diversion point is north 26° west, 1,865 feet from the SE corner of Section 32, T6S, R7E (NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32)

The area authorized for irrigation is as follows:

T7S, R7E Section 4	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 acres	July 7, 1883 priority date
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	17.0 acres	July 7, 1883 priority date
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0 acres	February 6, 1981 priority date
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	38.0 acres	February 6, 1981 priority date
	Total	135.0 acres	

(3) Pursuant to South Dakota Water Law 46-5-30.1 Robert K Baker, 27050 Beaver Valley Rd, Buffalo Gap SD 57722 the holder and/or owner of Partial Vested Water Right No. 1854A-2 is issued a license to appropriate water, the right to use 2.06 cubic feet of water per second from Beaver Creek with priority dates of July 7, 1883 and February 6, 1981 from the location specified in (2) of this license for irrigation purposes.

This license is subject to South Dakota Water Law, any limitations or conditions listed in Partial Vested Water Right No. 1854-2.



Garland Erbele, Chief Engineer
Water Rights Program
Department of Environment and Natural Resources

JUN 28 2012

date

