



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181
www.state.sd.us/denr

APR 26 1999

Leo Buckles
Buckles Ranch
HC 5, Box 8
Martin SD 57551

Dear Mr. Buckles:

At your request, Water License No. 1941-2 has been reissued to separate the irrigation systems as follows:

Water Right No. 1941A-2 – authorizing diversion of 1.6 cfs from one well located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11 to irrigate 130 acres in the SW $\frac{1}{4}$ Section 11; all in T36N-R38W (**small pivot**).

Water Right No. 1941B-2 – authorizing diversion of 1.8 cfs from two wells located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15 to irrigate 189 acres in the NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15; all in T36N-R38W (**large pivot**).

As long as you use the water beneficially, as stated in the Water Licenses, South Dakota Water Laws provide that you have a continuing right to the use of the water.

If you have questions concerning your reissued licenses, please contact us.

Very truly yours,

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

ks

enclosures

STATE OF SOUTH DAKOTA
REISSUED WATER LICENSE NO. 1941B-2
DIVISION OF 1941-2 INTO NO. 1941A-2 AND 1941B-2

(1) Metropolitan Life Insurance Company, PO Box 2531, Billings MT was issued Water License No. 1941-2, June 22, 1986 for a right to appropriate 3.4 cubic feet of water per second (cfs) from groundwater (two wells), Bennett County, South Dakota for irrigation purposes. Water License No. 1941-2, with priority dates of February 12, 1975 and July 16, 1985 was issued for diversion of water with construction of the described water supply system and the application to beneficial use of said water completed.

On November 8, 1991, Water License No. 1941-2 was transferred to James C and Leo E Buckles.

The water license was readvertised on December 2 & 9, 1998 to correct an error on the original notice of hearing in the legal description of the irrigated acres. The readvertisement did not authorize an increase in the acreage or developed diversion rate.

At the request of the permit holder, Water License No. 1941-2 is being reissued to separate the irrigation systems as follows:

Water Right No. 1941A-2 – authorizing diversion of 1.6 cfs from one well located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 11 to irrigate 130 acres in the SW $\frac{1}{4}$ Section 11; all in T36N-R38W.

Water Right No. 1941B-2 – authorizing diversion of 1.8 cfs from two wells located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15 to irrigate 189 acres in the NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15; all in T36N-R38W.

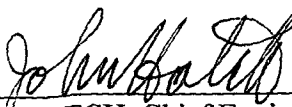
(2) It is certified that the water right holders have complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 1.8 cubic feet of water per second for beneficial use. The location of the diversion points are 1,650 feet south and 2,100 feet east; 2,350 feet south and 1,950 feet east; both from the northwest corner of Section 15-T36N-R38W (SE $\frac{1}{4}$ NW $\frac{1}{4}$).

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

Section 15-T36N-R38W	NW $\frac{1}{4}$ NE $\frac{1}{4}$	20 acres	NW $\frac{1}{4}$ NW $\frac{1}{4}$	14 acres
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	31 acres	NE $\frac{1}{4}$ NW $\frac{1}{4}$	37 acres
	*NW $\frac{1}{4}$ SE $\frac{1}{4}$	5 acres	SW $\frac{1}{4}$ NW $\frac{1}{4}$	23 acres
	*NE $\frac{1}{4}$ SW $\frac{1}{4}$	16 acres	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40 acres
	*NW $\frac{1}{4}$ SW $\frac{1}{4}$	3 acres		
Total 189 acres				

* Acreage in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 15 - July 16, 1985 priority date.
The remaining acreage – February 12, 1975 priority date.

(4) Pursuant to South Dakota Water Law 46-5-30.1 James C and Leo E Buckles, dba Buckles Ranch, HC 5, Box 8, Martin SD 57551 the holders and/or owners of Water Right No. 1941B-2 are reissued a license to appropriate water, the right to use 1.8 cubic feet of water per second from groundwater (two wells) with priority dates of February 12, 1975 and July 6, 1985 from the locations specified in (2) of this license. The water 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. 1941-2 and subject to South Dakota State Law.


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

APR 26 1999
date





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

November 9, 2005

1941B-2

Rodney L Buckles
PO Box 205
Martin SD 57551-0205

Dear Mr. Buckles:

I am contacting you in regard to ownership of land described in Water Right No. 1941B-2.
Enclosed is a copy for your review.

It is our understanding from the notation made on the "2005 irrigation questionnaire" that you now own the land. Enclosed is a partially completed Notice of Transfer of Ownership form for filing an ownership change. Please review the form and make any necessary corrections. Upon completion, please sign the form and return it to our office with a required filing fee of \$2.50. 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 regarding completion of the transfer form or about the water right itself, 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

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

No. 1941B-2

Date: 11-12-05

I/We request that Water Right No. 1941B-2

formerly owned by: James C & Leo E Buckles, dba Buckles Ranch

be transferred to: (name & address) Rodney L. or Lorraine K. Buckles
PO Box 205 Martin SD. 57551

Telephone No. 605-685-2054

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

189 acres - W 1/2 NE 1/4, NW 1/4 SE 1/4, N 1/2 SW 1/4 and NW 1/4 Section 15, T36N, R38W

I/We understand that the validity of Water Right No. 1941B-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 Rodney L. Buckles, the new owner, certify that the above information is true and correct.

RECEIVED

NOV 14 2005

WATER RIGHTS
PROGRAM

Rodney L. Buckles - Lorraine K. Buckles
(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.

RECEIPT

WATER RIGHTS PROGRAM

South Dakota Department of Environment and Natural Resources

Date NOVEMBER 18, 2005

RECEIVED OF RODNEY BUCKLES, PO BOX 205, MARTIN SD 57551-0205

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>1941E-2</u>		2 50
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.

002003

By

Darland E. Elch

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

November 15, 2005

1941B-2

Rodney L or Lorraine K Buckles
PO Box 205
Martin SD 57551-0205

Dear Mr. & Mrs. Buckles:

I am writing to acknowledge receipt of the "Notice of Transfer of Ownership" form you submitted for changing ownership on Water Right No. 1941B-2.

In order to process the ownership change, a \$2.50 filing fee is required. My first letter may not have been clear with respect to the fee. The check or money order for the fee can be made payable to the Water Rights Program.

As soon as the fee is received, the transfer will be processed and the Water Right will be listed in your names.

Sincerely,

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

*Thank you for your
letter. I'm very sorry
I forgot to put this in the
first letter. Thanks again
God*



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

November 23, 2005

1941B-2

Rodney L or Lorraine K Buckles
PO Box 205
Martin SD 57551

Dear Mr. & Mrs. Buckles:

Thank you for sending in the ownership change and the filing fee for Water Right No. 1941B-2. The transfer has been completed. The water right, formerly listed in the name of James C & Leo E Buckles, dba Buckles Ranch is now listed in your names.

Enclosed is your Receipt No. 002008 in the amount of \$2.50 which you paid for filing the ownership change. You may keep this 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

enclosure