

PAID

DEC 29 2025

NOTICE OF TRANSFER OF OWNERSHIP

For assistance call (605) 773-3352

Mail to: SD DANR, Water Rights Program
523 E Capitol Ave
Pierre, SD 57501-3182

Water Right/Permit No. 1109A-1

Date: 12-17-25

Ck# 1465

Rec't#

RECEIVED

DEC 30 2025

I/We request that Water Right/Permit No. 1109-1 formerly owned by:
Frank & Kay Robison

be transferred to: **OFFICE OF WATER**

New Owner Name: Joe & Theresa Bruch

Address: 13486 dd US Hwy 212

mobile: 605-499-8578

City, State, Zip Newell, SD 57760

email: Ponygal15@yahoo.com

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

Section 23, T9N, R6E

SW 1/4 NE 1/4 - 7 acres

NW 1/4 SE 1/4 - 18 acres

NE 1/4 SE 1/4 - 12 acres

Section 24, T9N, R6E

SW 1/4 SW 1/4 - 29 acres

SE 1/4 SW 1/4 - 1 acre

☒ I understand that the validity of Water Right/Permit No. 1109A-1 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, Joe & Theresa Bruch, the new owner, certify that the above information is true and correct.

[Signature]
(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, an inspection is conducted to issue a water right license for the project as developed. A water permit/right may be cancelled for one or more of the following 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

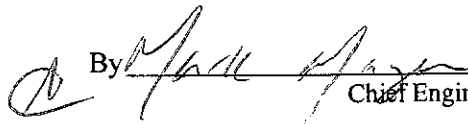
WATER RIGHTS PROGRAM South Dakota Department of Agriculture and Natural Resources

Date January 12, 2026

RECEIVED OF Joe and Thoresa Bruch 13486 Old US HWY 212 Newell SD 57760

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 # 1109A-1 _____	\$50.00
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
	\$50.00

By 
Chief Engineer



**DEPARTMENT of AGRICULTURE
and NATURAL RESOURCES**

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

January 16th, 2026

1109A-1

Joe & Theresa Bruch
13486 Old US Hwy 212
Newell, SD 57760

Dear Joe & Theresa,

The South Dakota Water Rights Program is in receipt of the "Notice of Transfer of Ownership" form and the required fee you submitted for Water Right No. 1109A-1. Enclosed is a receipt of payment for your records.

Water Right No. 1109-1, previously held by Frank & Kay Robison has been divided and reissued as Water Right No. 1109A-1, is now listed under you. I have also updated your contact information in our system.

As a reminder, so long as you use the water beneficially, as stated in the License (copy enclosed), State Water Laws provide that you have a continuing right to use the water. Should the water not be put to beneficial use for a period longer than 3 consecutive years, without legal excuse, the License will be subject to cancellation.

If you have any questions, please contact me.

Sincerely,

Shannon Konst
Water Rights Program
605 773-3352
Shannon.konst@state.sd.us

NOTE: The validity of Water Right No. 1109A-1 has not been determined by this transfer action. Only the Water Management Board has the authority to determine if a water permit/right is valid.

enclosure

STATE OF SOUTH DAKOTA
REISSUED WATER LICENSE NO 1109A-1
DIVISION OF 1109-1 INTO 1109A-1 AND 1109B-1

(1) Elmer Penning was issued Water License No. 1109-1, December 2, 1985, for a water right to divert 0.61 cubic feet of water per second (cfs) from wastewater (from Belle Fourche Irrigation Project), Butte County, South Dakota, for irrigation purposes. Water License No. 1109-1, with a priority date of August 17, 1976, was issued to the permit holder for diversion of water with construction of the described water supply system completed and the application of water to beneficial use completed.

On July 22, 2004, an ownership change was filed, transferring a portion of Water Right No. 1109-1 (WR No. 1109B-1) to Jack and/or Kelly Gully, PO Box 107, Newell SD 57760.

On December 29, 2025, an ownership change was filed, transferring the remaining portions of Water Right No. 1109-1 (WR No. 1109A-1) to Joe & Thoresa Bruch, 13486 Old US Hwy 212, Newell SD 57760.

(2) The water supply system is completed and water applied to beneficial use in accordance with South Dakota State Law. Pursuant to SDCL 45-5-30.1, Joe & Thoresa Bruch, the holders and/or owners of Water Right No. 1109A-1 are issued a license, bearing a priority date of August 17, 1976, to appropriate 0.47 cfs from wastewater (from Belle Fourche Irrigation Project) for irrigation purposes. The locations of the diversion points are:

- 100 ft S & 100 ft W of the E ¼ Corner Section 23-T9N-R6E (SE ¼ NE ¼)
(Latitude 44.72666 & Longitude -103.34480)
- 850 ft N & 850 ft W of the SE corner Section 23-T9N-R6E (SE ¼ SE ¼)
(Latitude 44.72195 & Longitude -103.34769)
- 1,650 ft S & 360 ft E of the NW corner Section 26-T9N-R6E (SW ¼ NW ¼)
(Latitude 44.71511 & Longitude -103.36334)

(3) The amount of appropriation may not exceed 3 acre-feet annually for each acre of land to which water is actually and beneficially applied for irrigation purposes. The water is to be used during the following described annual period: April 1 – October 31.

(4) 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 to following land: *all in T9N-R6E*

Section 23	
SW ¼ NE ¼	7 acres
NW ¼ SE ¼	18 acres
NE ¼ SE ¼	12 acres

Section 24	
SW ¼ SW ¼	29 acres
SE ¼ SW ¼	1 acre

TOTAL: 67 acres

(5) Pursuant to South Dakota Water Law 46-5-30.1 Joe & Thoresa Bruch, the holders and/or owners of Water Right No. 1109A-1 is issued a license to appropriate water, the right to use 0.47 cubic feet of water per second from wastewater (Belle Fourche Irrigation Project), with a priority date of August 17, 1976, from the locations specified in (2) of this license for irrigation purposes.

continued

This license is subject to South Dakota Water Law, any limitations or conditions listed in Water Right No. 1109A-1 and subject to the following qualifications:

1. Primarily, water available for this permit is return flows from the Belle Fourche Irrigation Project. Such available flows may be reduced or changed by different water utilization by the Project. The use of water under this permit is contingent upon water supplies being available to prior water rights. Lands described in this permit which receive water from the Belle Fourche Irrigation Project may not receive water under this permit at the same time water is being obtained from the Project.
2. This permit is approved subject to the Irrigation Water Use Questionnaire being submitted each year.



Mark Mayer, PE
Director of the Office of Water
Department of Agriculture and Natural Resources



date

