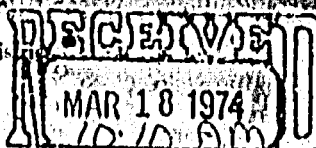


Water Right Number 1175-2

1. Considered 5-15, 19 74
2. Name of Applicant LOWELL & LILLIAN BOND
3. Post Office Address TUTHILL
4. Amount of Water claimed 1178
5. Source of Water supply GROUND WATER
6. Water to be used for IRRIGATION
Acres to be irrigated 138
7. Water to be diverted and used in BENNETT County
about 7N, 1E miles of TUTHILL
8. Proof of Publication Received 5-3-74
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action Deferred _____
10. Remarks:

Map No. 999-2 Water Division No. 2 LITTLE WHITE RIVER
(Blanks to be Filled by the Engineer for the W. R. C.)



APPLICATION FOR PERMIT

STATE WATER RIGHTS COMM.
PIERRE, SOUTH DAKOTA

To Appropriate Water within the State of South Dakota

(NOTE-Draw a line through items not applicable)

1. Name of Applicant Lowell & Lillian Bond
Postoffice address TUTHILL, State So. Dak.

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 Bond No. 1

1.78 4. Amount of water claimed (cubic feet per second) 1.78

5. Source of water supply well

6. Location of point of diversion Center of the N.W. 1/4 Section 21
Twp. 38. Range 35

Bennett County

7. Annual period or periods during which water is to be used GROWING SEASON

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 well circle - 738 A

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.
N.W. 1/4 S. 21 - Twp 38 - R 35	138 A.		

Attach sheet if more space is needed

10. Time required to complete construction of water supply system reasonable time years. Additional time required to complete application of water to the proposed beneficial use reasonable years.

11. Choice of newspaper for Notice of Intent to Appropriate Water publication Bennett County Booster

12. Principal Features of the Proposed Water Supply System. Martin, So. Dak

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

Irrigate crops such as corn & alfalfa.

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

C. Works proposed to apply water to beneficial use.

Form 2A well follow on soon as well is completed (drilled)

Estimated Total Cost \$31,050

Attachments: Attach Form 2A 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 Bennett

I, Lowell Bond the applicant, certify that I have read the foregoing application and have examined the attached map and that the matter therein stated are true and that I intend, and am able to complete the necessary construction.

Signed Lowell Bond

Subscribed and sworn to before me this 14th day of March 1974

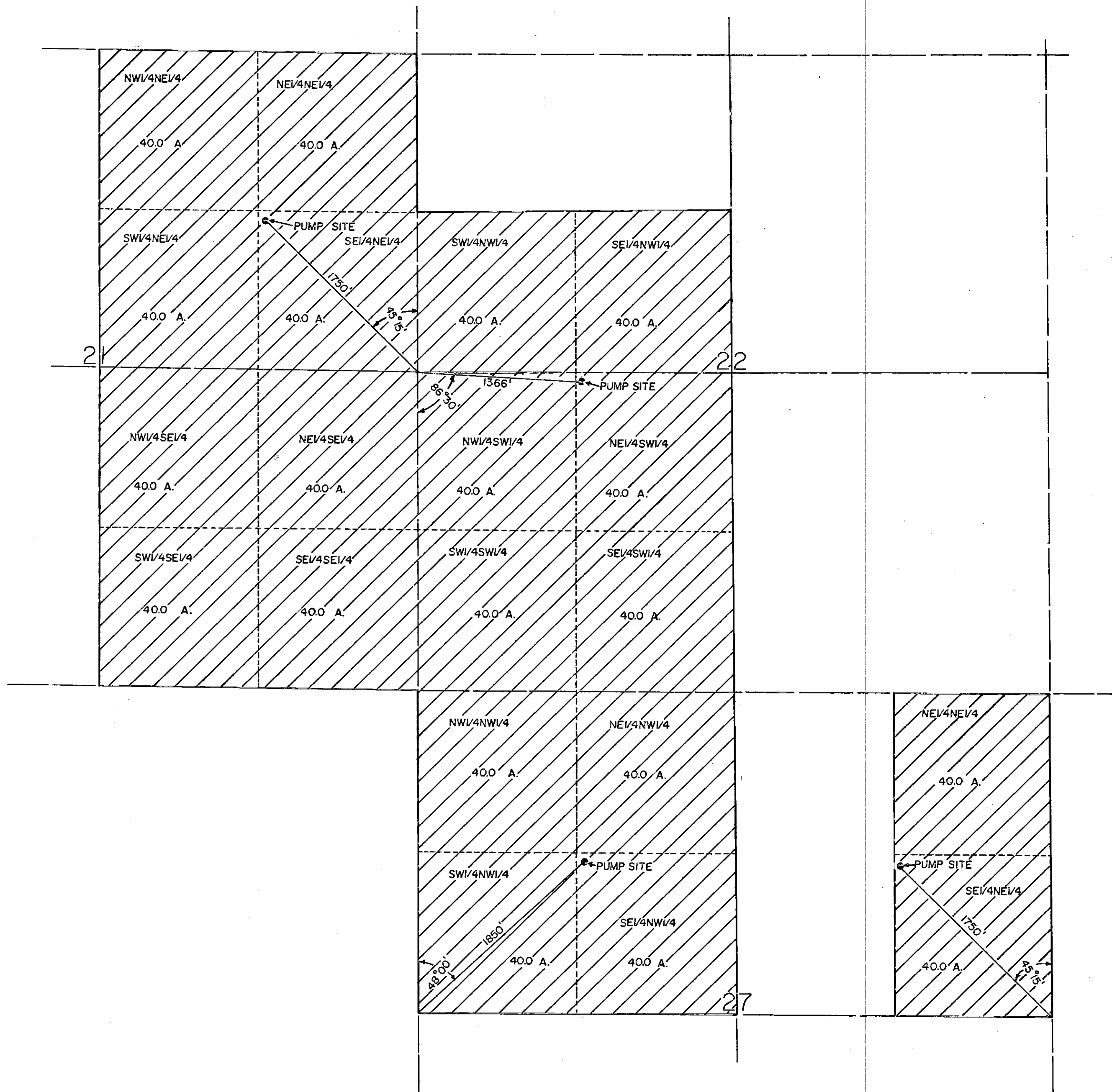
Wm B Engelbert
Notary Public (or other qualified officer)

Register of Deeds
Term 13-14



SCALE 1" = 660'

 LAND TO BE IRRIGATED

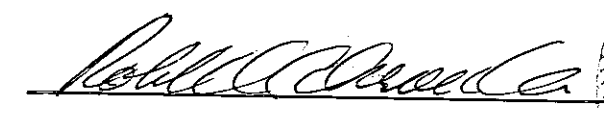


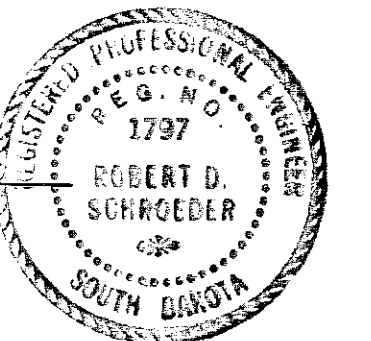
LOCATION	SECTION	TOWNSHIP	RANGE	ACRES
NW1/4NE1/4	21	37N	28W	40.0
NE1/4NE1/4	21	37N	28W	40.0
SW1/4NE1/4	21	37N	28W	40.0
SE1/4NE1/4	21	37N	28W	40.0
NW1/4SE1/4	21	37N	28W	40.0
NE1/4SE1/4	21	37N	28W	40.0
SW1/4SE1/4	21	37N	28W	40.0
SE1/4SE1/4	21	37N	28W	40.0
NW1/4NW1/4	22	37N	28W	40.0
NE1/4NW1/4	22	37N	28W	40.0
SW1/4NW1/4	22	37N	28W	40.0
SE1/4NW1/4	22	37N	28W	40.0
NW1/4SW1/4	22	37N	28W	40.0
NE1/4SW1/4	22	37N	28W	40.0
SW1/4SW1/4	22	37N	28W	40.0
SE1/4SW1/4	22	37N	28W	40.0
NW1/4NW1/4	27	37N	28W	40.0
NE1/4NW1/4	27	37N	28W	40.0
SW1/4NW1/4	27	37N	28W	40.0
SE1/4NW1/4	27	37N	28W	40.0
NW1/4NE1/4	27	37N	28W	40.0
NE1/4NE1/4	27	37N	28W	40.0
SW1/4NE1/4	27	37N	28W	40.0
SE1/4NE1/4	27	37N	28W	40.0
TOTAL				800.0

ENGINEER'S CERTIFICATE

I, ROBERT SCHROEDER, A SOUTH DAKOTA REGISTERED PROFESSIONAL ENGINEER NUMBER 1797, CERTIFY THAT THIS PLAT IS A TRUE AND CORRECT DELINEATION OF PUMP SITES LOCATED IN SECTIONS 21, 22, 27 T37N R28W 6th PM. TODD COUNTY, SOUTH DAKOTA. THE ABOVE DESCRIBED LAND BEING OWNED BY DANIEL J. BRINDA & TERRILL A. BRINDA.

DATE: 2-13-74


ROBERT SCHROEDER PE-1797

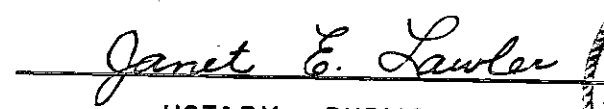


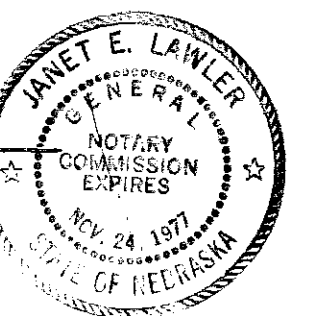
ACKNOWLEDGEMENT

STATE OF NEBRASKA)
COUNTY OF CHERRY)

ON THIS 13th DAY OF Febr. 1974, BEFORE ME, A NOTARY PUBLIC, DULY COMMISSIONED AND QUALIFIED IN AND FOR SAID COUNTY, APPEARED ROBERT SCHROEDER WHO IS PERSONALLY KNOWN TO ME TO BE THE SAME AND HE ACKNOWLEDGED THE SIGNING OF SAID ENGINEER'S CERTIFICATE TO BE HIS VOLUNTARY ACT AND DEED, WITNESS MY HAND AND OFFICIAL SEAL THE AFORESAID DATE.

MY COMMISSION EXPIRES: NOVEMBER 24, 1977.


NOTARY PUBLIC



WATER RIGHT APPLICATION APPROVAL

WATER RIGHTS COMMISSION
 The Water Rights Commission hereby approves Water Right Application No. 1175-2
LOWELL & LILLIAN BOND TUTHILL
 (Applicant) (Post Office Address)
SOUTH DAKOTA 57574 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 MARCH 18 19 74
 Date of return to applicant for correction, amendments or changes required MARCH 26 19 74
 Date of receipt of corrected application APRIL 24 19 74
 Approved MAY 15 19 74 Recorded in Book 12 Page 347

WATER RIGHTS COMMISSION

The Water Rights Commission hereby grants and issues this Water Right Permit No. 1175-2 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 MARCH 18 19 74
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before NOVEMBER 15 19 76
3. The whole of said work is to be completed on or before MAY 15 19 79
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is MAY 15 19 83
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 1.78 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. Irrigation on or before MAY 15 19 81 said water to be used during the following described annual period: APRIL THRU OCTOBER

Witness my hand this 16TH day of MAY 19 74
WATER RIGHTS COMMISSION

By Donald E. Dissel
 Chief Engineer, Executive Officer

Certificate of Construction Issued DECEMBER 1 19 79
 Water License Issued DECEMBER 14 19 79

Form 2A - Wells, Dugouts or Water Storage Dams (Supplement to form 2)

12. Principal Features of the Proposed Water Supply System (continued.)

D. Well Information or Estimates

(1) Drill Hole, Diameter 3 1/2", Depth approx 330 ft

(2) Casing, Type concrete, Diameter 18" Thickness
(wood, concrete, steel, etc)

(3) Perforated Screen.

Type , Diameter , Length

(4) Gravel Pack, Thickness 9 in, Length of gravel pack approx 330 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 Loose Broken
Sandstone

Depth to top of water bearing material Broken Loose Sandstone 53 ft

Depth to bottom of water bearing material 330 ft approx

Thickness of water bearing material approx 275 ft

Depth to water (ground surface to water level) 25 ft

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

On same owner's property none rds. On property owned by others 250 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.

Lowell Bond
Signature of Applicant

Permit No. 1175-2

Water Diversion No. 2 Little White River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Lowell and Lillian Bond

the holder s of
Permit No. 1175-2, issued upon Application No. 1175-2, bearing date of priority of March 18, 1974
authorizing the diversion of 1.78 cu. ft. per second of the waters of ground water (one well)
County of Bennett, State of South Dakota at a point 1245'S and 910'E of the NW corner, Section 21, T38N, R35W

for Irrigation

purpose, have ve 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 1.67 cu. ft. per second of water

Date December 14, 1979

John Hatch

JOHN HATCH, Chief Engineer
Water Rights, WMD

WATER LICENSE NO. 1175-2

(1) WHEREAS, On the 18th day of March A. D. 19 74
Lowell and Lillian Bond

made Water Right Application No. 1175-2 for a permit to use 1.78 cubic feet per second of the water of ground water (one well)

County of Bennett, State of South Dakota, for Irrigation

_____ purposes; and

(2) WHEREAS, On the 15th day of May A. D. 19 74

Permit No. 1175-2, with a date of priority of March 18, 1974

was issued to said applicant S for the diversion of said water, and provided for the completion of construction of the water

supply system therein described on or before the 15th day of May A. D. 19 79 and for the

application to beneficial use of said water on or before the 15th day of May A. D. 19 83

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 1.67 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,

to irrigate the following land all in Section 21, T38N, R35W

NW $\frac{1}{4}$ NW $\frac{1}{4}$ 33 acres

NE $\frac{1}{4}$ NW $\frac{1}{4}$ 33 "

SW $\frac{1}{4}$ NW $\frac{1}{4}$ 33 "

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 33 "

TOTAL 132 acres

(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 Lowell and Lillian Bond

of Tuthill, SD

the holder, s and owner s of said permit No. 1175-2 a water right, dating from March 18, 1974
to use of 1.67 cubic feet per second of the water
of ground water (one well)

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 1245'S and 910'E of the NW corner
Section 21, T38N, R35W

and conducted to and upon portions of land in Section 21-T38N, R35W more fully described
on the face of this License

for the purpose of Irrigation

Subject to any limitations listed in Water Right Permit No. 1175-2 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 14th day of December A. D.
Nineteen Hundred and seventy-nine

Board of Water Management

By:

John Hatch
Chief Engineer

JOHN HATCH

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: DMH 2/26/74

Disapproved: _____

RECEIVED

FEB 26 1974

DEPT. OF NATURAL

RESOURCE DEVELOPMENT

NAME: LOWELL BOND

ADDRESS: TUTHILL, SOUTH DAKOTA

COUNTY: BENNETT

LEGAL DESCRIPTION

1. WELL LOCATION: NW 1/4 SEC 21 T38 R35
2. AREA TO BE IRRIGATED: NW 1/4 SEC 21 T38 R35

TYPE OF IRRIGATION

3. GRAVITY SPRINKLER (Indicate Type): CENTER PIVOT
4. CROPS TO BE IRRIGATED: CORN, ALFAIFA

LAND CAPABILITY FOR IRRIGATION

5. PERCENTAGE OF SLOPE: 3-9%
6. PHYSICAL SOILS CLASSIFICATION FOR IRRIGATION: THESE SOILS ARE SANDY.
They Take in WATER Readily and release water to plants
quite readily. PERMEABILITY is Moderate to RAPID. The
soil has medium soil fertility.
WATER QUALITY (TO BE COMPLETED BY COMMISSION)
7. SAMPLE NO.: 74-659
8. SALINITY: EC = 261 micromhos/cm (low medium)
9. SODIUM: SAR = 1.05 (Low)

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

CECIL JONES, SOIL CONSERVATION SERVICE, MARTIN, SD 57551

and:

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

Lowell Bond

Subscribed and sworn before me this

31st day of Jan 19 74.

Oliver B. Engelbert

Register of Deeds - Term

(Title)

73-74

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

Submitted by: Lowell Bond
 Address: Tutthill, South Dakota
57574

Date Rec'd February 15, 1974

Sample No. 74-089

Identification _____

Wet, Sec. 21, T. 38N, R. 35W

WATER ANALYSIS

Calcium (Ca)	23	ppm*	1.15	me/l**
Magnesium (Mg)	4	ppm	0.33	me/l
Sodium (Na)	21	ppm	0.90	me/l
Potassium (K)	11	ppm	0.29	me/l
Sulfate (SO ₄)	8	ppm	0.17	me/l
Nitrate (as N)		ppm		me/l
Chloride (Cl)	3.5	ppm	0.10	me/l
Bicarbonate (HCO ₃)	161	ppm	2.64	me/l
Carbonate (CO ₃)		ppm		me/l
Iron (Fe)		ppm		me/l
Fluoride (F)		ppm		me/l
Hardness (EDTA as CaCO ₃)		ppm		84.8***
Alkalinity (Methyl Orange)	132	ppm (as CaCO ₃)		
Alkalinity (Phenolphthalein)	0	ppm (as CaCO ₃)		
Electrical Conductivity	261	microhmhos per cm at 25° C.		
Sodium Adsorption Ratio	1.05			
Sodium	33.70	% of cations		
Residual sodium carbonate	1.16	me/l		
pH	7.85			
Others:				

*ppm==parts per million

**me/l==milliequivalents per liter

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

COMMENTS: Total cations 2.67 me/l
 Total anions 2.91 me/l

By: Shirley Mitton

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. 74-089

Amount Enclosed \$ _____

Signed _____

32.

Dear Mr. Bond:

The water which you have in this supply is very good with low to medium salinity and low sodium hazard. There should be no problem with this water as far as quality is concerned. The soils which you will be using this water on apparently will accept water readily and the infiltration should be adequate even though the slope is rather steep on some of the soil.

Sincerely yours,

Lawrence O. Fine
Water Quality Lab

ЗУСВ

CC: State Conservation Commission
Darrel Pahl
Gary Nies, Bennett County Agent.



五

Form 6 - Notice of Intent to Appropriate Water

1175-2

Publish first publication, on or before May 2, 1974.

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

April 5, 1974

Notice is hereby given that Lowell and Lillian Bond
whose post office address is Tuthill, 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

1.78 cubic feet of water per second of time from the ground water through the
Bond #1, the point of diversion of which is to be located in the

Center of the NW 1/4

of Section 21, Twp. 38N, Range 35W. Said water to be used for the purpose
of providing irrigation on the following described land:

NW 1/4, Section 21, 38N, 35W

This application No. 1175-2 will be considered by the Water ~~and~~ ^{Rights} Commission at their office at
Pierre upon the 15th day of May, 19 74, at 2:30 P. M. All interested
persons may appear and be heard.

~~WATER RESOURCES COMMISSION~~
WATER RIGHTS COMMISSION

By

DURICK P. JONES, Water Rights Specialist

DPJ/tw
cc: Lowell Bond, Tuthill, S.D. 57575

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

No. 1175-2

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:

April 18, 1974

April 25, 1974

Mary E. Long
(Signature)

owner

(Title)

April 30, 1974

(Date Signed)

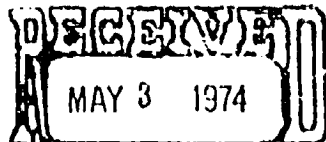
NOTICE
INTENT TO
APPROPRIATE WATER
No 1175-2

April 5, 1974
Pierre, South Dakota 57501

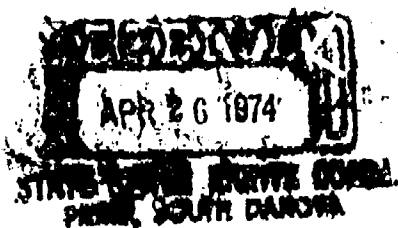
Notice is hereby given that
Lowell and Lillian Bond whose
post office address is Tuthill,
South Dakota, has made an
application in accordance with
the provisions of the water laws of
South Dakota for a permit to
appropriate for beneficial use 1.78
cubic feet of water per second of
time from ground water through
the Bond No. 1, the point of
diversion of which is to be located
in the center of the NW¼ of
Section 21, Twp. 38N, Range 35W.
Said water to be used for the
purpose of providing irrigation on
the following described land:

NW¼, Section 21, T38N, R35W.
This application No. 1175-2 will
be considered by the Water Rights
Commission at their office at
Pierre upon the 15th day of May,
1974, at 2:30 P.M. All interested
persons may appear and be
heard.

WATER RIGHTS
COMMISSION
BURTON F. JONES
Water Rights Specialist



STATE WATER RIGHTS COMM.
PIERRE, SOUTH DAKOTA



Batesland, South Dakota
April 24, 1974

Mr. Burton F. Jones
Water Rights Specialist
South Dakota Water Rights Commission
Pierre, South Dakota

Dear Mr. Jones:

In the April 18, 1974 issue of the Bennett County Booster II, page 10, column 3, the following notice appeared:

NOTICE INTENT TO APPROPRIATE WATER
No 1175-2

April 5, 1974
Pierre, South Dakota 57501

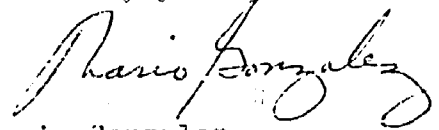
Notice is hereby given that Lowell and Lillian Bond whose post office address is Tuthill, South Dakota, has made an application in accordance with the provisions of the water laws of South Dakota for a permit to appropriate for beneficial use 1.78 cubic feet of water per second of time from ground water through the Bond No. 1, the point of diversion of which is to be located in the center of the NW 1/4 of Section 21, Twp. 38 N, Range 35 W. Said water to be used for the purpose of providing irrigation on the following described land: NW 1/4, Section 21, T 38 N, R 35 W. This application No. 1175-2 will be considered by the Water Rights Commission at their office at Pierre upon the 15th day of May, 1974, at 2:30 P.M. All interested persons may appear and be heard.

WATER RIGHTS COMMISSION
BURTON F. JONES
Water Rights Specialist

As an enrolled member of the Oglala Sioux Tribe, I would like to go on record as being completely opposed to the issuance of such a permit to Lowell and Lillian Bond, at least until after the status of Bennett County is decided by the Federal Courts. We Oglala Sioux contend that Bennett County is within the exterior boundaries of the Pine Ridge Reservation and all water within the County is the sole property of the Oglala Sioux Tribe.

Thus. the South Dakota State Water Commission is without lawful authority to issue permits to appropriate the Tribe's water, including ground water in Bennett County.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Mario Gonzalez".

Mario Gonzalez
Box 584
Batesland, South Dakota

cc: Albert Trimble
Superintendent
Bureau of Indian Affairs
Pine Ridge, South Dakota

1175-2

May 22, 1974

Mr. Mario Gonzalez
Box 584
Datesland, S.D. 57716

Dear Mr. Gonzalez:

Your letter of April 24, 1974 was read to the Water Rights Commission on May 15, 1974 when they considered Water Right Application No. 1175-2 of Lowell and Lillian Bond to divert up to 1.78 cubic feet per second of water for irrigation purposes.

Water Right Application No. 1175-2 was approved by the Water Rights Commission containing the following qualification:

"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."

The Water Rights Commission is a state agency and as such operates under state law. Under state law the Water Rights Commission has an obligation to accept and approve water right applications where water is available. The Commission also has an obligation to protect existing water users. The action of the Commission in its approval of Water Right Application No. 1175-2 with qualification as noted complies with these requirements and such action, under the circumstances, is mandatory on the Commission.

Your expression of your viewpoint is appreciated.

Sincerely,

Donald Driscoll
Chief Engineer

DD/Ed

1175-2 Lowell Station Box

11-70-79 Well log 356 ft. Station 20 ft
Pump 750 gpm capacity 750 gpm
410 ft. well

Motor 115 Elec

IPR R-9485-55-611 R25-5-19
100 HP. 1770 RPM

Western Land Reclamation

Ac # C761007 Area 56 7-10-11

Well 1110' N 175' N of Cor. of 1110'

CP Timmote 132 Ac Corral

Model 410 Ser # 106292

8" PVC Pipe, 1/2" dia. CP

Permit No. 1175-2Water Division 2. Little White River Water District

REPORT OF EXAMINATION OF WORKS AND/OR APPLICATION OF WATER TO BENEFICIAL USE

TO: WATER RIGHTS, WATER MANAGEMENT BOARD / POSS BLDG., PIERRE, SOUTH DAKOTA 57501

I have this day made a thorough examination of the water use system constructed by Lowell & Lillian Bond of Tut Hill, South Dakota 57574 holder of Permit No. 1175-2, bearing date of priority of March 18, 1974 authorizing the diversion of 1.78 cu. ft. per second of the waters of One 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:

Motor, U.S. Elec. ID# R-99B5-00-84 R 2097519
100 H.P. 1770 RPM
Pump Western Land Roller, Ser# C761009,
Head 8M-9-10C-H Pumping 750 gpm

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

420 ft 8" P.V.C. underground Pipe.

C. Works used to apply water to beneficial use.

Zimatic Center Pivot. Model 410, Ser# 106292

The system is in the following condition: GoodThe point of diversion is located 1245' S + 910' E of the NW cor. Sec. 21
T38N R35WThe works are capable of diverting and conveying to the place of use 1.67cu. ft. per second of water which is to be used for IrrigationWater has been put to beneficial use to the maximum extent as follows: All in Sec. 21, T38N R35W

NW 1/4 NW 1/4 - 33 Ac. NE 1/4 NW 1/4 - 33 Ac. SE 1/4 NW 1/4 - 33 Ac.
SE 1/4 NE 1/4 - 33 Ac.

comprising a total of 132 acres of land.

Well data:

Depth 356 ft
Static 20 ft
Pumping 750 gpm
Capacity 750 gpm

Date April 30, 1978
LeRoy J. McNaught
(Signature)

RECEIPT

WATER RIGHTS COMMISSION

State of South Dakota

No 4 7158

PIERRE, December 11, 1979

RECEIVED OF Lowell & William Bond, Tutu SD 57574

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

Fee for Application for Permit to Appropriate Water No. (examination, processing, recording and filing)		
Fee for Inspecting Construction, and Issuing Cert. of Construction No. 1175-2)	12	00
Fee for Inspecting Beneficial Use, and issuing Water License No. 1175-2)		
Fee for issuing Location Certificate-Dry Draw, No.		
Fee for filing		
Fee for certified copy of		
Fee for Print copy of map		
Fee for Certifying		
Fee for		
(any other work as provided by law)		
TOTAL	12	00

WATER RIGHTS COMMISSION

By *John Hatch*
Chief Engineer, Executive Officer
JOHN HATCH

1175-2 Small's Lake Pond

11-30-79 Well log 356 ft. Water 20 ft.
Pump 750 gpm Capacity 750 gpm
410 ft. 50% ca

11
11/18
J. C. S.
11/18

Model 115 Elev

J.P. R-9985-88-811 3.25.79

100 H.P. 1770 RPM

Water Level 1175

Ac # C 161037 Road 3 M. 7. 100 ft

Well 1110' N 175' N of Cor. of Hwy

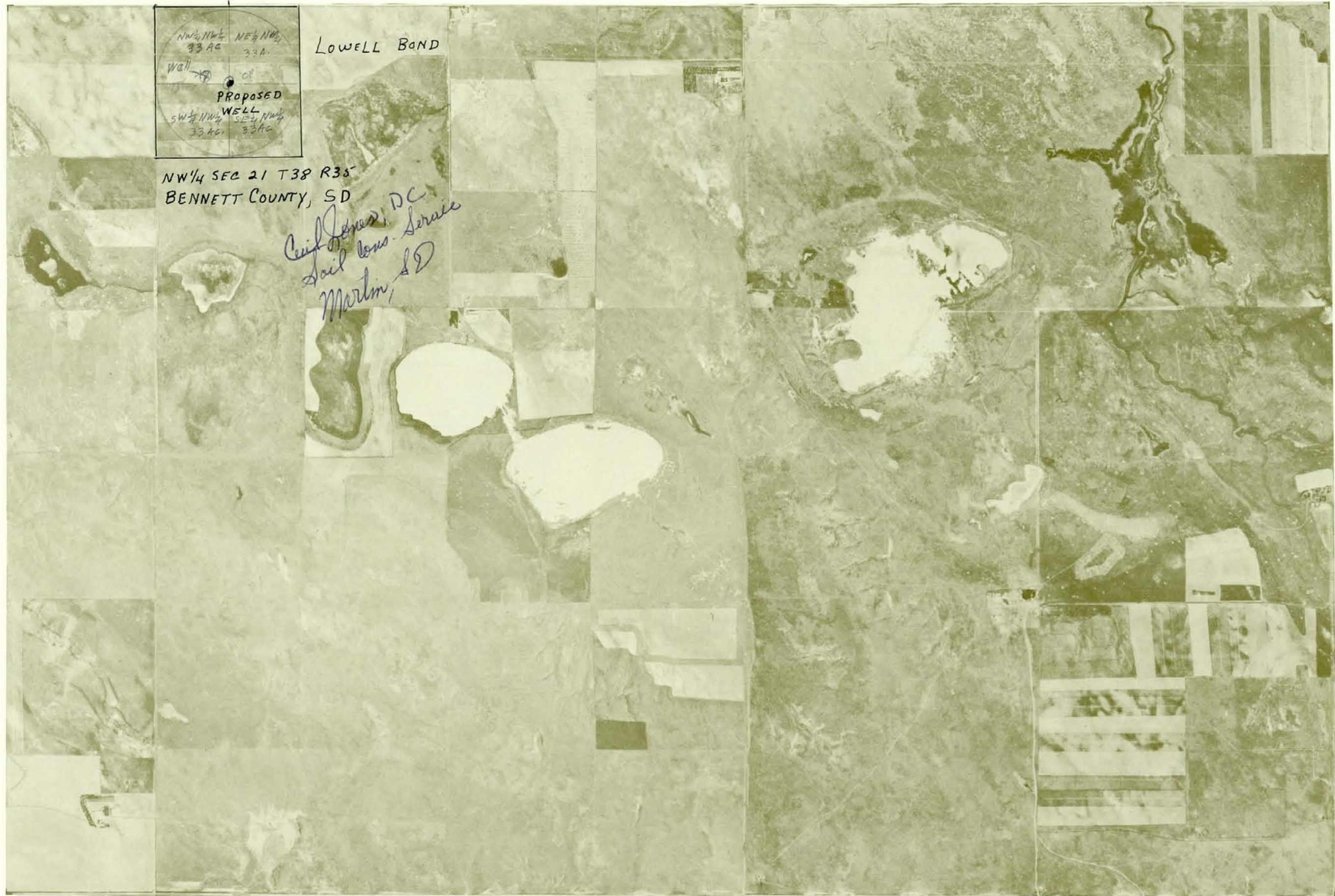
Cl Limestone 132 Ac. E. 1/4 Sec. 10

Model 410 Ac # 106292

8" PVC Pipe, 11' 11" 1/2

Diversion point: 1245' S + 910' E
of the NW cor. Sec. 21, T38N R35W

Well 75' N + 410' W of CP





1175-2

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 24, 2006

NOTICE

TO: LOWELL & LILLIAN BOND, RR 2 BOX 21, TUTHILL, SD 57574

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

SUBJECT: Reporting Requirement for 2005 Irrigation Questionnaire(s)

Our records indicate that the 2005 Irrigation Questionnaire has not been submitted for Permit No(s) 1175-2. The request for the Questionnaire was dated October 28, 2005. The Water Management Board has directed that owners of water permits who have not submitted the 2005 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 10:30 am, March 2, 2006, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1175-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 **February 24, 2006**, your name will be deleted from the Board agenda. If you have any questions or need assistance with completion of the irrigation questionnaire(s), please contact Genny McMath at (605) 773-3352.

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.



Track & Confirm

Current Status

You entered 2303 2160 0000 0799 4022

Your item was delivered at 10:43 am on January 27, 2006 in TUTHILL, SD 57574. The item was signed for by W BOND.

[Shipment Details >](#)

Notification Options

▶ Track & Confirm by email [What is this?](#) [Go >](#)

▶ Request Proof of Delivery [What is this?](#) [Go >](#)

Track & Confirm

Enter label number:

[Track & Confirm FAQs](#)



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Postage and Confirmation Receipt

SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0799 4022

LOWELL & LILLIAN BOND
RR 2 BOX 21
TUTHILL SD 57574

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:
Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com
or call 1-800-222-1811

☐ Priority Mail™ Service
☐ First-Class Mail® parcel
☐ Package Services parcel



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

February 1, 2006

1175-2

Lowell & Lillian Bond
RR 2 Box 21
Tuthill SD 57574

Dear Mr. & Mrs. Bond:

I am writing to acknowledge receipt of your 2005 irrigation questionnaire. You may disregard the January 24, 2006, "Notice" concerning reporting requirements for Water Right No. 1175-2.

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,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352



1115-2

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 26, 2007

NOTICE

TO: LOWELL & LILLIAN BOND, RR 2 BOX 21, TUTHILL, SD 57574

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

SUBJECT: Reporting Requirement for 2006 Irrigation Questionnaire

Our records indicate that the 2006 Irrigation Questionnaire has not been submitted for Permit No. 1175-2. The request for the Questionnaire was dated October 20, 2006. The Water Management Board has directed that owners of water permits who have not submitted the 2006 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at 10:30 am, March 7, 2007, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No. 1175-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 is received in this office on/or before March 1, 2007, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. Enclosed is an additional questionnaire for your use. If you have questions or need assistance, please contact Genny McMath at (605) 773-3352. If you prefer, you can complete the questionnaire on-line at the following link:
<https://www.state.sd.us/eforms/secure/eforms/E0455V5-IQ.pdf>

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

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

March 6, 2007

1175-2

Lowell & Lillian Bond
RR 2 Box 21
Tuthill SD 57574

Dear Mr. & Mrs. Bond:

I am writing to acknowledge receipt of your 2006 irrigation questionnaire. You may disregard the January 26, 2007, "Notice" concerning reporting requirements for Water Right No. 1175-2.

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,

Genny McMath
Environmental Scientist
Water Rights Program
(605) 773-3352

1175-2

McMath, Genny

From: Sterkel, Nancy
Sent: Wednesday, August 06, 2008 9:49 AM
To: McMath, Genny
Subject: RE: land ownership in Bennett County

Notice of agreement was filed August 8, 2006 which shows Wayne Bond as purchaser. Wayne's address is 28628 234th Ave, Tuthill, SD 57574

Nancy Sterkel
Register of Deeds

-----Original Message-----

From: McMath, Genny
Sent: Monday, August 04, 2008 12:06 PM
To: Sterkel, Nancy
Subject: land ownership in Bennett County

Ms. Sterkel,

I am in the process of reviewing the water right for Lowell and Lillian Bond. I am told they are deceased. Has there been a land transfer to someone else for their property? The legal description is as follows:

NW ¼ Section 21, T38N, R35W

If you could send me the new owner(s) and the mailing address I would be very appreciative! Thanks in advance for your help.

Genny McMath
Water Rights Program
605 773-3352

Wayne Bond 685-6687

8/12/08 Transfer come in with slightly different address -
use 28623 234th Ave, Tuthill



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

August 7, 2008

1175-2

Wayne Bond
28628 234th Ave
Tuthill SD 57574

Dear Mr. Bond:

I am contacting you in regard to ownership of land described in Water Right No. 1175-2. The water right is currently listed in the name of Lowell and Lillian Bond. I have included a copy for your review.

I obtained your name from the Bennett County Register of Deeds as being owner of the property. In order to update the water right, it should be transferred to your name. 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.

In the fall of this year, the annual irrigation questionnaire will be sent to you for reporting water use for this season. If you do not intend to irrigate the property, please let us know.

Sincerely,

A handwritten signature in cursive script that reads "Genny McMath".

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

enclosures

RECEIVED

AUG 12 2008

WATER RIGHTS
PROGRAM

NOTICE OF TRANSFER OF OWNERSHIP

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

No. 1175-2
Date: 8-11-2008

I/We request that Water Right No. 1175-2

formerly owned by: Lowell and Lillian Bond

be transferred to: (name & address) WAYNE Bond
28623 234th Ave, Tuthill SD 57574

Telephone No. 605-685-6687

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

132 acres - NW 1/4 Section 21, T38N, R35W

I/We understand that the validity of Water Right No. 1175-2 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 Wayne Bond, the new owner, certify that the above information is true and correct.

Wayne Bond
(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 8/12, 20 08

RECEIVED OF Mid-Plains Auction W Bond 28623 234th Ave Tuthill SD 57574

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>1175-2</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. _____	2	50
Fee for Renewal of Well Pump Installer's License No. _____ for C.Y. _____		
(Any Other Work Provided by Law)	TOTAL	2 50

No.

03714

By

Harland Erbe
Chief Engineer



**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

August 12, 2008

1175-2

Wayne Bond
28623 234th Ave
Tuthill SD 57574

Dear Mr. Bond:

I am writing to acknowledge receipt of the ownership change you filed for Water Right No. 1175-2. The transfer has been completed. The water right formerly held by Lowell and Lillian Bond is now listed in your name.

Enclosed is your Receipt No. 03714 in the amount of \$2.50 which you paid for filing the ownership change.

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



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 22, 2010

NOTICE

TO: WAYNE BOND, 28623 234TH AVE, TUTHILL, SD 57574

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

SUBJECT: Reporting Requirement for 2009 Irrigation Questionnaire(s)

Our records indicate that the 2009 Irrigation Questionnaire has not been submitted for Permit No(s) 1175-2. The request for the Questionnaire was dated October 16, 2009. The Water Management Board has directed that owners of water permits who have not submitted the 2009 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **10:00 am, March 10, 2010**, 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1175-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 5, 2010**, you will no longer be in violation of your permit and your name will be deleted 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: <https://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.



1175-2

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Track & Confirm

Search Results

Label/Receipt Number: 2303 2160 0000 0802 7743

Service(s): **Signature Confirmation™**Status: **Delivered**

Your item was delivered at 10:00 AM on January 23, 2010 in TUTHILL, SD 57574. The item was signed for by D BOND.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)[Site Map](#)[Customer Service](#)[Forms](#)[Gov't Services](#)[Careers](#)[Privacy Policy](#)[Terms of Use](#)[Business Customer Gateway](#)

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No FEAR Act EEO Data

FOIA

Should be removed
from the public domainShould be removed
from the public domain

SIGNATURE CONFIRMATION NUMBER:
2303 2160 0000 0802 7743

WAYNE BOND
28623 234TH AVE
TUTHILL SD 57574

Waiver of Signature ☐ YES ☐ NO

Postmark
Here

POSTAL CUSTOMER:
Keep this receipt. For Inquiries:
Access internet web site at
www.usps.com®
or call 1-800-222-1811

☐ Priority Mail™ Service
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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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PMB 2020
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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

February 12, 2010

1175-2

Wayne Bond
28623 234th Ave
Tuthill SD 57574

Dear Mr. Bond:

I am writing to acknowledge receipt of your 2009 irrigation questionnaire. You may disregard the January 22, 2010, "Notice" concerning reporting requirements for Water Right No. 1175-2.

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,

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



1175-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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PIERRE SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 15, 2016

NOTICE

TO: WAYNE BOND, 28623 234TH AVE, TUTHILL, SD 57574

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2015 Irrigation Questionnaire(s)

Our records indicate your 2015 Irrigation Questionnaire has not been submitted for Permit No(s) 1175-2 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 23, 2015. The Water Management Board has directed that owners of water permits who have not submitted the 2015 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **Thursday, March 3, 2016 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1175-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 3, 2016** 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 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
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

February 26, 2016

1175-2

Wayne Bond
28623 234th Ave
Tuthill SD 57574

Dear Mr. Bond:

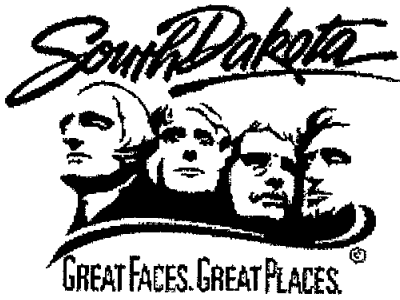
I am writing to acknowledge receipt of your 2015 irrigation questionnaire.

You may disregard the January 15, 2016, "Notice" concerning reporting requirements for Water Right No. 1175-2. 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,

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



1175-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

January 20, 2017

NOTICE

TO: WAYNE BOND, 28623 234TH AVE, TUTHILL, SD 57574

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2016 Irrigation Questionnaire(s)

Our records indicate your 2016 Irrigation Questionnaire has not been submitted for Permit No(s) 1175-2 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 21, 2016. The Water Management Board has directed that owners of water permits who have not submitted the 2016 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **Wednesday, March 1, 2017 at 11:00 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1175-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 1, 2017** 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 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.



1175-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

February 8, 2017

1175-2

Wayne Bond
28623 234th Ave
Tuthill SD 57574

Dear Mr. Bond:

I am writing to acknowledge receipt of your 2016 irrigation questionnaire.

You may disregard the January 20, 2017, "Notice" concerning reporting requirements for Water Right No. 1175-2. 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,

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



1175-2
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 26, 2018

NOTICE

TO: WAYNE BOND, 28623 234TH AVE, TUTHILL, SD 57574

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2017 Irrigation Questionnaire(s)

Our records indicate your 2017 Irrigation Questionnaire has not been submitted for Permit No(s) 1175-2 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 20, 2017. The Water Management Board has directed that owners of water permits who have not submitted the 2017 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

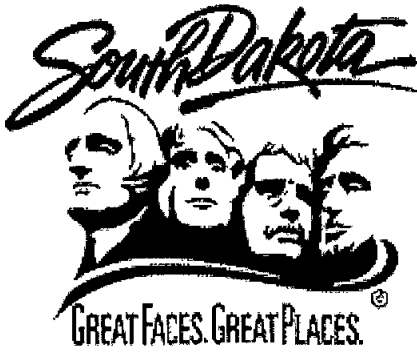
The hearing will be held at **Wednesday, March 7, 2018 at 10:00 am (Central Time)** in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol Avenue, Pierre, SD and will be conducted pursuant to SDCL 46-1-12, 46-1-14, 46-2-9, 46-2-11 and 46-2-17. These are contested case hearings pursuant to Chapter 1-26. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1175-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
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 7, 2018** 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 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
523 EAST CAPITOL
PIERRE SOUTH DAKOTA 57501-3182
www.denr.sd.gov

February 7, 2018

1175-2

Wayne Bond
28623 234th Ave
Tuthill SD 57574

Dear Mr. Bond:

I am writing to acknowledge receipt of your 2017 irrigation questionnaire.

You may disregard the January 26, 2018, "Notice" concerning reporting requirements for Water Right No. 1175-2. 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,

A handwritten signature in black ink that reads "Genny McMath".

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



1175-2
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 25, 2019

NOTICE

TO: WAYNE BOND, 28623 234TH AVE, TUTHILL, SD 57574

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2018 Irrigation Questionnaire(s)

Our records indicate your 2018 Irrigation Questionnaire has not been submitted for Permit No(s) 1175-2 as required by administrative rule 74:02:01:14.02. The request for the Questionnaire was dated October 30, 2018. The Water Management Board has directed that owners of water permits who have not submitted the 2018 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning this issue.

The hearing will be held at **Wednesday, March 6, 2019 at 10:30 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. Following the hearing, the Water Management Board can:

1. Amend Permit No(s) 1175-2 to require the Irrigation Water Use Questionnaire to be submitted each year;
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, 2019** 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 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.



1175-2
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

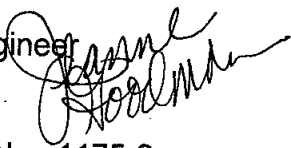
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3182

denr.sd.gov

March 7, 2019

NOTICE OF ENTRY OF ORDER TO AMEND WATER RIGHT

TO: Wayne Bond, 28623 234th Ave, Tuthill SD 57574

FROM: Jeanne Goodman, Chief Engineer
Water Rights Program 

SUBJECT: Amendment to Water Right No. 1175-2

On March 6, 2019, the Water Management Board amended Water Right No. 1175-2 to add the following qualification:

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

This action was taken for your failure to return the 2018 irrigation questionnaire. The addition of this qualification to your water right means that failure to submit the required irrigation questionnaire in the future could result in suspension of the water right with no use of water for up to one year for the first violation.

Please contact Genny McMath (605) 773-3352, if you have any questions.

1175-2

CERTIFICATION

I hereby certify that on March 7, 2019, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelope containing a Notice dated March 7, 2019 regarding Amended Water Rights addressed as stated below:

- No. 515-3: Daniel Benson, 45586 US Hwy 18, Hurley SD 57036-6009
Bruce D Peterson, 3600 S Slaten Park Dr, Sioux Falls SD 57103
- No. 1175-2: Wayne Bond, 28623 234th Ave, Tuthill SD 57574
- No. 577-1: Max & Brenda Bowen, 13525 Wilson Cemetery Rd, Newell SD 57760
- Nos. 291-1
513-1 George Johnson, False Bottom Livestock, 11295 SD Hwy 34, St Onge SD 57779
- No. 3469-3 Stan Kopfman, PO Box 100, Alpena SD 57312-0100
- No. 2983-3 Skip Rau, 12553 309th Ave, Selby SD 57472

Vickie Maberry
Vickie Maberry
Water Rights Program
Environment and Natural Resources

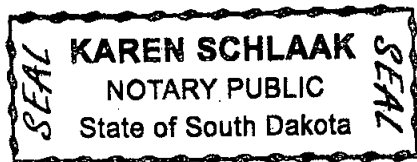
STATE OF SOUTH DAKOTA)

) SS

COUNTY OF HUGHES)

Sworn to, before me, this 7th day of March, 20 19.

Karen Schlaak
Karen Schlaak
Notary Public
My Commission expires April 1, 2019





1175-2
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 23, 2020

NOTICE

TO: WAYNE BOND, 28623 234TH AVE, TUTHILL, SD 57574

FROM: Ron Duvall, Natural Resources Engineer
for Jeanne Goodman, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2019 Irrigation Questionnaire(s)

Our records indicate your 2019 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 1175-2. The request for the Questionnaire was dated October 18, 2019. The Water Management Board has directed that owners of water permits who have not submitted the 2019 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) 1175-2 qualification:

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

The hearing will be held at **Wednesday, February 26, 2020 at 8:30 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) 1175-2 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 **February 26, 2020** 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 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: <https://denr.sd.gov/iq> using this password: ZIPXRI**

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.

1175-2



DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

February 3, 2020

1175-2

Wayne Bond
28623 234th Ave
Tuthill SD 57574

Dear Mr. Bond:

I am writing to acknowledge receipt of your 2019 irrigation questionnaire.

You may disregard the January 23, 2020, "Notice" concerning reporting requirements for Water Right No. 1175-2. 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,

A handwritten signature in cursive script that reads "Genny McMath".

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



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: WAYNE BOND, 28623 234TH AVE, TUTHILL, SD 57574

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) 1175-2. 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) 1175-2 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) 1175-2 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: LUMQGC**

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

1175-2

Wayne Bond
28623 234th Ave
Tuthill SD 57574

Dear Mr. Tuthill:

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). 1175-2. The information was received prior to the March 6, 2024, Water Management Board meeting and this permit number has 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