

2453-3

1. Considered 1-22, 1976
2. Name of Applicant PERCY COLEMAN
3. Post Office Address SPRINGFIELD
4. Amount of water claimed 1.2
5. Source of water supply EMANUEL CREEK
6. Water to be used for IRRIGATION
Acres to be irrigated 85
7. Water to be diverted and used in BON HOMME county
about 18.1W miles of SPRINGFIELD
8. Proof of Publication Received 12-29-75
Not Received _____
9. Application Approved _____
Subject to _____
Not Approved _____
Action deferred _____
10. Remarks:

No. 2453-3Map No. 1820-3 Water Division No. 3 MISSOURI RIVER District
(Blanks to be Filled by the Engineer for the W. R. C.)

APPLICATION FOR PERMIT

NOV 12 1975
8:52

To Appropriate Water within the State of South Dakota

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

1. Name of Applicant PERCY COLEMAN
 Post-office address SPRING FIELD, State S.D.
 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 COLEMAN
4. Amount of water claimed (cubic feet per second) 1.7
5. Source of water supply Cannon Creek
6. Location of point of diversion SE 1/4 27-93-60

County BON HOMME

7. Annual period or periods during which water is to be used JUNE JULY AUG. SEPT.
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 85

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.
<u>Sec 4 NE 1/4 27-93-60</u>	<u>25</u>		
<u>NW 1/4 SW 1/4 27-93-60</u>	<u>25</u>		
<u>NE 1/4 SE 1/4 27-93-60</u>	<u>25</u>		

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 5 years
11. Choice of newspaper for Notice of Intent to Appropriately Water publication SPRING FIELD TIMES
12. Principal Features of the Proposed Water Supply System.

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

CENTRIFUGAL PUMP

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

PIPE LINED

C. Works proposed to apply water to beneficial use.

DITCH

Estimated Total Cost

7500.00Attachments: 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 Bon HommeI, Percy Coleman the applicant, 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 Percy Coleman

Subscribed and sworn to before me this

6 day of November, 1975Shirley M. Bulah
Notary Public (or other qualified officer)

WATER RIGHT APPLICATION APPROVAL

The Water Rights Commission hereby approves Water Right Application No. 2453-3

LEYCE COLEMAN
(Applicant)

SPIRITING, F. J. D.
(Post Office Address)

SOUTH DAKOTA 57062 With the following modifications:
(State)

Date of first receipt of application NOVEMBER 19 19 75
Date of return to applicant for correction, amendments or changes required _____ 19 ____
Date of receipt of corrected application _____ 19 ____
Approved JANUARY 23 19 76, Recorded in Book 14 Page 211

WATER RIGHT PERMIT NO. 2453.3

The Water Rights Commission hereby grants and issues this Water Right Permit No. 2453.3 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 NOVEMBER 19 19 75
2. The equivalent of at least one-fifth of the work above specified is to be completed on or before JULY 23 19 78
3. The whole of said work is to be completed on or before JANUARY 23 19 81
4. The limit of time from proof of beneficial use of water appropriated in accordance herewith is JANUARY 23 19 81
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 1.2 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 JANUARY 23 19 81; said water to be used during the following described annual period: JUNE THRU SEPTEMBER

Witness my hand this 29TH day of JANUARY 19 76

WATER RIGHTS COMMISSION

By:

John H. Hetch
Chief Engineer, Executive Officer

Certificate of Construction Issued SEPTEMBER 15 19 77

Water License Issued SEPTEMBER 15 19 77

Form 6 - Notice of Intent to Appropriate Water

C. 1453-3

Publish first publication, on or before January 8, 1976

NOTICE
INTENT TO APPROPRIATE WATER

Pierre, South Dakota 57501

December 12, 1976

Notice is hereby given that Percy Coleman
whose post office address is Springfield, South Dakota, has made an application in accordance
with the provisions of the water law of South Dakota for a permit to appropriate for beneficial use
1 cubic feet of water per second of time from the Emmanuel Creek through the
Coleman No. 1, the point of diversion of which is to be located in the

SE 1/4 NE 1/4

of Section 27, Twp. 93N, Range 60W. Said water to be used for the purpose
of providing irrigation on the following described land:

SE 1/4 NE 1/4, NW 1/4 SW 1/4, S 1/4 SW 1/4, Section 27, T93N, R60W

This application No. 1453-3 will be considered by the Water Rights Commission at their office at
Pierre upon the 22nd day of January, 1976, at 2:30 PM M. All interested
persons may appear and be heard.

WATER RIGHTS COMMISSION

By:

BURTON F. JONES

Water Rights Specialist

BFJ/bw
cc: Percy Coleman, Springfield, S. D.

No. 2453-3

PROOF OF PUBLICATION

STATE OF SOUTH DAKOTA)
County Burns) ss.

I, Wayne L. Bertrand hereby
certify that the annexed printed copy of Notice of Intent to Appropriate
Water was taken from the Springfield Times

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

Dec. 18, 1925

" 25, 1925

(Signature)

Publisher

(Title)

12-26-25

(Date Signed)

NOTICE
INTENT TO
APPROPRIATE WATER
Notice is hereby given that
Percy Coleman whose post office
address is Springfield, 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 1.2 cubic feet of
water per second of time from the
Emanuel Creek through the
Coleman No. 11 the point of
diversion of which is to be located
in the SE 1/4 NE 1/4 of Section 27,
Twp. 93N, Range 60W. Said water
to be used for the purpose of
providing irrigation on portions
of the following described land:
SE 1/4 NE 1/4 NW 1/4 SW 1/4 SW 1/4
SW 1/4 Section 27, T93N, R60W.
This application No. 2453-3 will
be considered by the Water
Rights Commission at their office
at Pierre upon the 22nd day of
January, 1926, at 2:30 p.m. All
interested persons may appear
and be heard.
WATER RIGHTS COMMISSION
By: Burton F. Jones
Water Rights Specialist
BFJ-bw
cc: Percy Coleman, Springfield,
S.D.
(Dec. 18 and 25)

Form 15.

Permit No. 2453-3

Water Diversion No. 3 Missouri River Water District

CERTIFICATE OF CONSTRUCTION

This is to Certify, That Percy Coleman

_____ the holder _____ of
Permit No. 2453-3, issued upon Application No. 2453-3, bearing date of priority of November 19,
1975 authorizing the diversion of 1.2 cu. ft. per second of the waters of _____
Emanuel Creek County of Bon Homme, State of South Dakota at _____
a point 2550'N & 1360'E of the SW corner, Section 27, T93N, R60W
_____, 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 1.1 cu. ft. per second of water.

Date September 15, 1977

By:

~~WATER RIGHTS COMMISSION~~
WATER RIGHTS COMMISSION

John Hatch
JOHN HATCH, Chief Engineer

STATE OF SOUTH DAKOTA

WATER LICENSE NO. 2453-3

(1) WHEREAS, On the 19th day of November A. D. 1975
Percy Coleman

made Water Right Application No. 2453-3 for a permit to use 1.2 cubic feet per second of the waters of Emanuel Creek

County of Bon Homme, State of South Dakota, for irrigation

purposes; and

(2) WHEREAS, On the 23rd day of January A. D. 1975

Permit No. 2453-3, with a date of priority of November 19, 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 23rd day of January A. D. 1981 and for the application to beneficial use of said water on or before the 23rd day of January A. D. 1981

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 1.2 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 the following land in Section 27, T93N, R60W

SE $\frac{1}{4}$ NW $\frac{1}{4}$ 22 acres

NE $\frac{1}{4}$ SW $\frac{1}{4}$ 10 acres

NW $\frac{1}{4}$ SW $\frac{1}{4}$ 24 acres

SW $\frac{1}{4}$ SW $\frac{1}{4}$ 20 acres

SE $\frac{1}{4}$ SW $\frac{1}{4}$ 9 acres

TOTAL 85 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 Percy Coleman

_____ of Springfield
the holder _____ and owner _____ of said permit No. 2453-3 a water right, dating from November 19, 1975
_____ to use of 1.1 cubic feet per second of the waters
of Emanuel Creek
in the County of Bon Homme and State of South Dakota, or so much thereof as may be necessary for the
purposes hereinbelow mentioned, to be diverted at _____
a point 2550'N & 1360'E of the SW corner, Section 27, T93N, R60W

_____ and conduct to and upon portions of Section 27, T93N, R60W
described on the face of this license

_____ for the purpose of irrigation

Subject to any limitations listed in Water Right Permit No. 2453-3 and subject to the laws of the State of South Dakota.

WITNESS, My hand and seal of our office at Pierre, South Dakota
this 15th day of September A. D.
Nineteen Hundred and seventy-seven

WATER RIGHTS COMMISSION

By:

John Hatch
Chief Engineer, Executive Officer JOHN HATCH

Date _____

Permit No. 2453-3
 Water Division 3 Missouri River Water District

REPORT 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 Percy
Coleman of Springfield, S. Dak. holder
 of Permit No. 2453-3, bearing date of priority of November 19, 1975
 authorizing the diversion of 1.2 cu. ft. per second of the waters of Emanuel Creek
 for Irrigation purposes, in Ben Homme 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 - Wademan. Serial # 123645, Model TT2030.
 Est. 500 gpm.
 Engine - Ford - Gasoline, 312 CID, V8.

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

Aluminum Pipe 1000 ft 6" dia. 800 ft 4" dia. 250 ft 5" dia.

C. Works used to apply water to beneficial use.

Volume Gun - Rain Bow Mfg Co.
 Serial # 2040; 1" dia disc Nozzle.

The system is in the following condition: Good

The point of diversion is located 2550 ft North and 1360 ft East of the
SW corner Section 27, T93N, R60W

The works are capable of diverting and conveying to the place of use 1.1

cu. ft. per second of water which is to be used for Irrigation

Water has been put to beneficial use to the maximum extent as follows: All in Section 27, T93N, R60W

<u>SE $\frac{1}{4}$ NW $\frac{1}{4}$ - 22 Ac</u>	<u>SE $\frac{1}{4}$ SW $\frac{1}{4}$ - 9 Ac</u>
<u>NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 10 Ac</u>	
<u>NW $\frac{1}{4}$ SW $\frac{1}{4}$ - 24 Ac</u>	
<u>SW $\frac{1}{4}$ SW $\frac{1}{4}$ - 20 Ac</u>	

comprising a total of 85 acres of land.

Date July 13, 1976
Leslie J. Mennigh
 (Signature)



2453-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

January 30, 1996

NOTICE

TO: PERCY COLEMAN, BOX 103, SPRINGFIELD, SD 57062

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Requirement to Submit 1995 Irrigation Questionnaire

Our records indicate that the 1995 Irrigation Questionnaire has not been submitted for Permit No(s) 2453-3. The request for the Questionnaire was dated October 20, 1995. The Water Management Board has directed that owners of water permits who have not submitted the 1995 Irrigation Questionnaire be given notice of hearing to determine if any Board action is to be taken concerning the violation.

The hearing will be held at 9:45 am, March 6, 1996, in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, 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) 2453-3 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 1, 1996 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.

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

PERCY COLEMAN
BOX 103
SPRINGFIELD SD 57062

5. Received By: (Print Name)

8. Signature: (Addressee or Agent)

X *Rachael S. Baker*

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

4a. Article Number

2348 318 831

4b. Service Type

☐ Registered☐ Express Mail☐ Return Receipt for Merchandise☒ Certified☐ Insured☐ COD

7. Date of Delivery

201-96

8. Addressee's Address (Only if requested and fee is paid)

Domestic Return Receipt

Thank you for using Return Receipt Service.



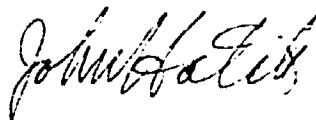
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

March 7, 1996

NOTICE OF AMENDMENT OF WATER PERMIT

TO: PERCY COLEMAN, BOX 103, SPRINGFIELD, SD 57062

FROM: John Hatch, Chief Engineer
Water Rights Program
(605) 773-3352 

SUBJECT: Amendment to Water Permit No. 2453-3

Pursuant to the provisions of the notice dated January 30, 1996, and following the hearing March 6, 1996, the Water Management Board has amended Water Permit No. 2453-3 to add the following qualification:

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

The addition of this qualification to your Water Permit 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.

CERTIFICATION

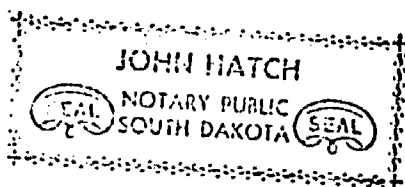
I hereby certify that on March 7, 1996, I have personally deposited with the United States mail at Pierre, South Dakota, first class postage, prepaid envelopes containing a Notice dated March 7, 1996, regarding Notice of Amendment of Water Permit Nos. 1280-2, 1335-3, 2097-3, 136-1, 2453-3, 768A-1, 2534-3, 3255-3, 550-3, 910-2 and 3466-3, addressed as stated below:

1280-2: Odie Dale Bowen, Box 407, Philip, SD 57567.
1335-3: John M. Casey, RR 1, Box 262, Mitchell, SD 57301.
2097-3: Keven L. Christensen, RR 2, Box 220, Bruce, SD 57220.
136-1: Cinch Buckle Ranch, RR 2, Box 2660, Belle Fourche, SD 57717.
2453-3: Percy Coleman, Box 103, Springfield, SD 57062.
768A-1: Arlene Cox, HC 73, Box 2291, Deadwood, SD 57732.
2534-3: Barry Imsland, RR 2, Box 26, Conde, SD 57434.
3255-3: Terry/Peggy Reynolds, HC 75, Box 33, Hitchcock, SD 57348.
550-3: Brad Schnabel, RR 4, Box 268, Huron, SD 57350-8915.
910-2: Frank W. Schooler, HCR 7, Box 18, Reliance, SD 57569.
3465-3: I A Schwan, P.O. Box 97, Hitchcock, SD 57348-0097.

Cheryl F. Frost
Cheryl F. Frost
Secretary

STATE OF SOUTH DAKOTA)
) SS
COUNTY OF HUGHES)

Sworn to, before me, this 8th day of March, 1996



[Signature]
Notary Public

JOHN HATCH, Notary Public
My Commission Expires
April 1, 2001



February 4, 1997

2453-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

NOTICE

TO: PERCY COLEMAN, BOX 103, SPRINGFIELD, SD 57062

FROM: Ron Duvall, Natural Resources Engineer
for John Hatch, Chief Engineer
Water Rights Program

SUBJECT: Violation of Water Permit No(s). 2453-3

Our records indicate that the 1996 Irrigation Questionnaire has not been submitted for Permit No(s) 2453-3. The request for the Questionnaire was dated October 24, 1996. The Water Management Board has directed that owners of water permits who have not submitted the 1996 Irrigation Questionnaire be given notice of permit violation and a hearing to be held by the Board. The hearing held by the Board will determine the action to be taken for violation of Water Permit No(s) 2453-3 qualification:

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

The hearing will be held at 2:30 pm, March 5, 1997 in the Floyd Matthew Training Center, Joe Foss Building, 523 E Capitol, 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) 2453-3 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 February 28, 1997, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.

SENDER:

- Complete Items 1 and/or 2 for additional services.
- Complete Items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

PERCY COLEMAN
BOX 103
SPRINGFIELD SD 57062

4a. Article Number

P 378 081 423

4b. Service Type

- | | |
|---|---|
| ☐ Registered | ☒ Cert. 1ed |
| ☐ Express Mail | ☐ Insured |
| ☐ Return Receipt for Merchandise | ☐ COD |

7. Date of Delivery

5. Received By: (Print Name)

PERCY COLEMAN

6. Signature: (Addressee or Agent)

X *Percy Coleman*

8. Addressee's Address (Only if requested and fee is paid)

UNITED STATES POSTAL SERVICE



First-Class Mail!
Postage & Fees Paid
USPS
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES

WATER RIGHTS PROGRAM

523 E. CAPITOL JOE FOSS BLDG.

PIERRE, SOUTH DAKOTA 57501





**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

February 6, 1997

2453-3

Cathy Coleman
RR 1 Box 61
Springfield, SD 57062

Dear Ms. Coleman:

Enclosed, as we discussed, are a copy of Water Right No. 2453-3, a 1996 irrigation questionnaire and a partially completed "Notice of Transfer of Ownership" form.

Please review the enclosed transfer form and complete as needed. The form must be signed in the presence of a notary public and returned to our office with a \$2.50 filing fee.

The irrigation questionnaire pertains to any irrigation which may have taken place during 1996. Please complete the form and return it to our office. Please disregard the "Notice of Violation" sent that was addressed to Percy Coleman. This matter will not be brought to the Board.

Thank you for taking the time to call me concerning this matter. I am including a postage paid envelope for use in returning the questionnaire, transfer form and filing fee. You may keep the copy of the water right for your records. If you have any questions, please contact me.

Sincerely,

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

encl

NOTICE OF TRANSFER OF OWNERSHIP

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



No. 2453-3

Date: 2/13/97

I/We request that Water Right No. 2453-3

formerly owned by: Percy Coleman

be transferred to: (name & address) Jack + Gale Coleman

RR1 Box 61 Springfield, SD 57062

Telephone No. 605-369-2300

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

85 acres - SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ Section 27, T93N, R60W

I/We understand that the validity of Water Right No. 2453-3 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 attached to cover the filing fees as required under SDCL 46-2-13.

STATE OF SOUTH DAKOTA)

County of Bon Homme)

I/We Connie K. Sorensen being first duly sworn on my oath depose and say that my relation to the above described undertaking is that of Owner, that I have read the above foregoing statement, and that I know of my own personal knowledge that the information herein stated is true.

Jack Coleman
(Signed)

Subscribed and sworn to before me this 13th day of Feb, 19 97.

Connie K. Sorensen
(Notary Public)

NOTE: Water permits may be cancelled for nonconstruction within the five year construction period. 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 ENVIRONMENT
and NATURAL RESOURCES**

JCE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

February 20, 1997

2453-3

Jack Coleman
RR 1 Box 61
Springfield, SD 57062

Dear Mr. Coleman:

I am writing to acknowledge receipt of the 1996 irrigation questionnaire for Water Permit No. 2453-3. You may disregard the February 4, 1997, Notice of Violation of Water Permit No. 2453-3, originally sent to Percy Coleman. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

I also received the "Notice of Transfer of Ownership" form you completed for transferring the water right from Percy Coleman to Jack & Gale Coleman. The form was completed properly, however a \$2.50 fee is required before it can be filed.

Please remit the \$2.50 filing fee as soon as possible. The transfer will be completed upon receipt of the fee. Thank you and if you have any questions, please contact me.

Sincerely,

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

RECEIPT

415256

Division of Water Rights

South Dakota Department of Environment and Natural Resources

Pierre, _____ February 26, 19 97

RECEIVED OF Jack Coleman, FR 1, Box 61, Springfield, SD 57062

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 Water Right No. 2453-2

Fee for Filing Extension Request _____

Fee for _____

(Any Other Work Provided by Law)

Total

2 50

2 50

By *John H. Hatcher*
Chief Engineer



2453-3

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

May 21, 1997

No. 2453-3

Jack and Gale Coleman
RR 1, Box 61
Springfield, SD 57062

Dear Mr. and Ms. Coleman:

Enclosed is a receipt in the amount of \$2.50 which you paid for the transfer of Water Right No. 2453-3.

Our records now show you as the owner of Water Right No. 2453-3.

Sincerely,

Cheryl F. Frost
Secretary
Water Rights Program
(605) 773-3352

enclosure



2453-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

January 16, 2002

NOTICE

TO: JACK & GALE COLEMAN, 41247 SD HWY 37, SPRINGFIELD, SD 57062 6324

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

SUBJECT: Reporting Requirement for 2001 Irrigation Questionnaire(s)

Our records indicate that the 2001 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2453-3. The request for the Questionnaire was dated October 12, 2001. The Water Management Board has directed that owners of water permits who have not submitted the 2001 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) 2453-3 qualification:

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

The hearing will be held at 10:00 am, March 13, 2002 in the Visitor Center (west side of Capitol Lake), 650 E Capitol, 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) 2453-3 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 8, 2002, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.

2453-3

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits.		A. Received by (Please Print Clearly) <u>Jack Coleman</u> B. Date of Delivery <u>1-22-02</u>	
1. Article Addressed to: JACK & GALE COLEMAN 41247 SD HWY 37 SPRINGFIELD SD 57062 6324		C. Signature <u>X</u> <u>Jack Coleman</u> ☐ Agent ☐ Addressee	
		D. Is delivery address different from item 1? ☒ Yes ☐ No If YES, enter delivery address below:	
		3. Service Type ☒ Certified Mail ☐ Registered ☐ Insured Mail ☐ Return Receipt for Merchandise ☐ O.D.D.	
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2. <u>7001 2510 0004 4797 4470</u>			

PS Form 3811, July 1999

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DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
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PIERRE, SOUTH DAKOTA 57501-3182
www.state.sd.us/denr

January 30, 2002

2453-3

Jack & Gale Coleman
41247 SD Hwy 37
Springfield, SD 57062 6324

Dear Sirs:

I am writing to acknowledge receipt of your 2001 irrigation questionnaire. You may disregard the January 16, 2002, "Notice" concerning reporting requirements for Water Right No. 2453-3.

I completed a questionnaire for you based on our January 30th telephone conversation. The information was received in our office prior to the Water Management Board meeting and your names have been deleted from the agenda.

Thank you for calling and if you have any questions, please contact me.

Sincerely,

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



2453-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3102
www.state.sd.us/denr

January 17, 2003

NOTICE

TO: JACK & GALE COLEMAN, 41247 SD HWY 37, SPRINGFIELD, SD 57062 6324
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2002 Irrigation Questionnaire(s)

Our records indicate that the 2002 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2453-3. The request for the Questionnaire was dated October 11, 2002. The Water Management Board has directed that owners of water permits who have not submitted the 2002 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) 2453-3 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 5, 2003 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) 2453-3 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 February 28, 2003, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.



2453-3

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

February 3, 2003

2453-3

Jack & Gale Coleman
41247 SD Hwy 37
Springfield SD 57062-6324

Dear Sirs:

I am writing to acknowledge receipt of your 2002 irrigation questionnaire. You may disregard the January 17, 2003, "Notice" concerning reporting requirements for Water Right No. 2453-3.

I completed a questionnaire for you based on my February 3rd telephone conversation with Chad Coleman. The information was received in our office prior to the Water Management Board meeting and your names have been deleted from the agenda. Incidentally, I forgot to ask Chad if he owned or operated the land. If he owns the land, the water right should be transferred to his name. If this is the case, let me know and I'll send the information to him.

If you have any questions, please contact me.

Sincerely,

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



2453-3
**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

PMB 2020
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www.state.sd.us/denr

January 14, 2004

NOTICE

TO: JACK & GALE COLEMAN, 41247 SD HWY 37, SPRINGFIELD, SD 57062 6324
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2003 Irrigation Questionnaire(s)

Our records indicate that the 2003 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2453-3. The request for the Questionnaire was dated October 17, 2003. The Water Management Board has directed that owners of water permits who have not submitted the 2003 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) 2453-3 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 3, 2004 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) 2453-3 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 February 27, 2004, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.



2453-3

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2453-3

**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

March 8, 2004

NOTICE OF ONE YEAR SUSPENSION OF WATER RIGHT

TO: Jack & Gale Coleman, 41247 SD Hwy 37, Springfield SD 57062-6324

FROM: Garland Erbele Chief Engineer
Water Rights Program *Garland Erbele*

SUBJECT: One Year Suspension of Water Right No. 2453-3

On March 3, 2004, the Water Management Board ordered:

That Water Right No. 2453-3 is suspended until December 31, 2004, for failure to submit the 2003 irrigation questionnaire.

Suspension of a water permit or right means water may not be pumped during the 2004 irrigation season. Decisions of the Board may be appealed to the Circuit Court and State Supreme Court as provided by law.

If you wish to petition the Water Management Board to rescind the suspension, you will need to submit the 2003 irrigation questionnaire and a letter to our office requesting time on the agenda for the Water Management Board meeting scheduled for May 12, 2004 in Pierre, SD. The letter should include your reasons for not completing the 2003 irrigation questionnaire.

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

KAREN SCHLAAK
NOTARY PUBLIC
State of South Dakota

INTERNAL MEMORANDUM

TO: Water Right No. 2453-3, File

FROM: Gale N. Selken P.E., Natural Resources Engineer Director *Gale N. Selken*

SUBJECT: Irrigation

On July 28, 2004 a field investigation was conducted to determine if Water Management Board action to suspend irrigation on Water Right No. 2453-3 for the 2004 irrigation season was being complied with.

There was no irrigation noted on July 28, 2004. No irrigation equipment was noted at the site.

NOT TO SCALE





2453-3

DEPARTMENT of ENVIRONMENT
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PMB 2020
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www.state.sd.us/denr

January 24, 2006

NOTICE

TO: JACK & GALE COLEMAN, 41247 SD HWY 37, SPRINGFIELD, SD 57062 6324

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(s) has not been submitted for Permit No(s) 2453-3. 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(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) 2453-3 qualification:

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

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. 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) 2453-3 in accordance with applicable provisions of SDCL 46-1-12;
Due to a past violation, Water Rights Staff will be recommending to the Board that your water right be suspended for three years.
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**, you will no longer be in violation of your permit and your name will be deleted from the Board agenda. If you have questions or need assistance in 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.



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

February 1, 2006

2453-3

Jack & Gale Coleman
41247 SD Hwy 37
Springfield SD 57062-6324

Dear Sirs:

I am writing to acknowledge receipt of your 2005 irrigation questionnaire. I completed a questionnaire for you based on our January 31st telephone conversation.

You may disregard the January 24, 2006, "Notice" concerning reporting requirements for Water Right No. 2453-3. The information was received in our office prior to the Water Management Board meeting and your name has been deleted from the agenda.

Thank you for calling and if you have any questions, please contact me.

Sincerely,

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



2453-3
DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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www.state.sd.us/denr

January 23, 2009

NOTICE

TO: JACK & GALE COLEMAN, 41247 SD HWY 37, SPRINGFIELD, SD 57062 6324
FROM: Ron Duvall, Natural Resources Engineer
for Garland Erbele, Chief Engineer
Water Rights Program

SUBJECT: Reporting Requirement for 2008 Irrigation Questionnaire(s)

Our records indicate that the 2008 Irrigation Questionnaire(s) has not been submitted for Permit No(s) 2453-3. The request for the Questionnaire was dated October 24, 2008. The Water Management Board has directed that owners of water permits who have not submitted the 2008 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) 2453-3 qualification:

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

The hearing will be held at **10:00 am, March 11, 2009** 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) 2453-3 in accordance with applicable provisions of SDCL 46-1-12; **Due to a past violation, Water Rights Staff will be recommending to the Board that the water right be suspended for three years;**
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 6, 2009**, 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. If you prefer, you can complete the questionnaire on-line at the following link:

<https://www.state.sd.us/eforms/secure/eforms/E0455V7-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.

1453-3

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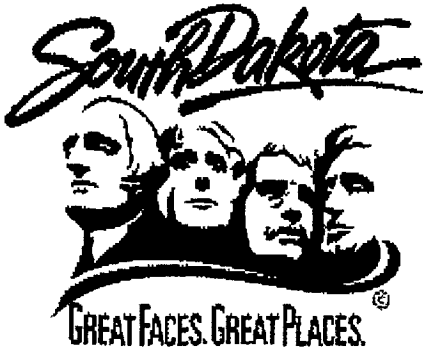
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**DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES**

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

February 11, 2009

2453-3

Jack & Gale Coleman
41247 SD Hwy 37
Springfield SD 57062 6324

Dear Sirs:

I am writing to acknowledge receipt of your 2008 irrigation questionnaire. You may disregard the January 23, 2009, "Notice" concerning reporting requirements for Water Right No. 2453-3.

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



2453-3
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 22, 2010

NOTICE

TO: JACK & GALE COLEMAN, 41247 SD HWY 37, SPRINGFIELD, SD 57062 6324

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(s) has not been submitted for Permit No(s) 2453-3. 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(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) 2453-3 qualification:

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

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. 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) 2453-3 in accordance with applicable provisions of SDCL 46-1-12. **Due to a past violation the Water Rights Program will recommend to the Board that the water right be suspended for a period of three years.**
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/asp>

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.



2453-3

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Detailed Results:

- Delivered, January 23, 2010, 11:20 am, SPRINGFIELD, SD 57062
- Sorting Complete, January 23, 2010, 9:11 am, SPRINGFIELD, SD 57062
- Arrival at Post Office, January 23, 2010, 8:28 am, SPRINGFIELD, SD 57062

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No FEAR Act EEO Data

FOIA

SIGNATURE CONFIRMATION NUMBER: 2303 2160 0000 0802 8627

JACK & GALE COLEMAN
41247 SD HWY 37
SPRINGFIELD SD 57062 6324

Waiver of Signature ☐ YES ☐ NO

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**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 29, 2010

2453-3

Jack & Gale Coleman
41247 SD Hwy 37
Springfield SD 57062-6324

Dear Sirs:

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. 2453-3.

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". The signature is written in a cursive, flowing style.

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



2453-3
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: JACK & GALE COLEMAN, 41247 SD HWY 37, SPRINGFIELD, SD 57062 6324
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) 2453-3. 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) 2453-3 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) 2453-3 in accordance with applicable provisions of SDCL 46-1-12; **Due to a past violation, Water Rights Staff will be recommending to the Board that the water right be suspended for three years;**
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 31, 2013

2453-3

Jack & Gale Coleman
41247 SD Hwy 37
Springfield SD 57062 6324

Dear Sirs:

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

You may disregard the January 18, 2013, "Notice" concerning reporting requirements for Water Right No. 2453-3. 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,

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

October 28, 2021

2453-3

Jack Coleman
508 8th St
Springfield SD 57062 2138

Dear Mr. Coleman:

Enclosed is a "Notice" dated October 22, 2021 concerning the 2021 irrigation questionnaire.

The notice was originally mailed to 41247 SD Hwy 37, Springfield SD. The post office notified us that your address has changed, and I will update our records accordingly.

If you have any questions, please contact me.

Sincerely,

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

enclosures