



1178B-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES
JOE FOSS BUILDING
523 EAST CAPITOL
PIERRE, SOUTH DAKOTA 57501-3181

MAR 14 1994

1178-1

Diane Haivala, Fiscal Officer
Town of Buffalo
PO Box 113
Buffalo SD 57720

Dear Ms. Haivala:

The Water Management Board has validated the enclosed Vested Water Right No. 1178A-1. This validation gives legal status to the claims and is the final document for your vested rights.

Also enclosed are Reissued Vested Right License No. 1178A-1 and Reissued Water License No. 1178B-1. The original water license was divided and reissued to separate the vested right portion from the water right.

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

Very truly yours,

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

enclosures

STATE OF SOUTH DAKOTA
REISSUED WATER LICENSE NO. 1178B-1
DIVISION OF NO. 1178-1 INTO NO. 1178A-1 AND 1178B-1

(1) The Town of Buffalo of PO Box 113, Buffalo, SD 57720-0113 was issued Partial Vested Water Right License No. 1178-1, March 23, 1984 for a right to appropriate 0.40 cubic feet of water per second (cfs) from groundwater (three wells), Harding County, South Dakota for municipal purposes. Partial Vested Water Right License No. 1178-1, with priority dates of 1949 and March 17, 1977 was issued to the Town of Buffalo for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

On September 27, 1989, the Water Management Board validated the vested right portion of No. 1178-1. Partial Vested Water Right License No. 1178-1 is being divided and reissued and will separate the vested right portion from the water right as follows:

Vested Water Right No. 1178A-1 - authorizing diversion of 0.14 cfs of water from one well (Well #2) located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30, T19N, R5E - Priority date: January 1, 1949;

Water Right No. 1178B-1 - authorizing diversion of 0.26 cfs of water from two wells (Wells #4 & #5) located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, all in T19N, R5E - Priority date: March 17, 1977.

(2) It is certified that the applicant has complied with the provisions of South Dakota State Law relating to completion of the construction of the water supply system and is entitled to divert 0.26 cubic feet of water per second for beneficial use. The location of the diversion points are: Well #4 - Lot 6 of Block 1 in Dehlinger's addition to the Town of Buffalo, 200'N and 1410'W of the E $\frac{1}{4}$ corner of Section 30; Well #5 - Block U in Smith's addition to the Town of Buffalo, 350'N and 800'E of the W $\frac{1}{4}$ corner of Section 29, all in T19N, R5E.

(3) The applicant has complied with the provisions of South Dakota State Law relating to the application of water to beneficial use.

(4) Pursuant to Section 46-5-30.1 the Town of Buffalo of PO Box 113, Buffalo, SD 57720-0113 the holders and/or owners of Water Right No. 1178B-1 are issued a license to appropriate 0.26 cubic feet of water per second from groundwater (two wells) with a priority date of March 17, 1977 from the location specified in (2) of this license. The water is to be used for the purpose of municipal use. This license is subject to any limitations, conditions or qualifications listed in Water Permit No. 1178-1 and subject to South Dakota State Law.

MAR 14 1994

date


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

1178B-1

STATE OF SOUTH DAKOTA
REISSUED VESTED RIGHT WATER LICENSE NO. 1178A-1
DIVISION OF NO. 1178-1 INTO NO. 1178A-1 AND 1178B-1

(1) The Town of Buffalo of PO Box 113, Buffalo, SD 57720-0113 was issued Partial Vested Water Right License No. 1178-1, March 23, 1984 for a right to appropriate 0.40 cubic feet of water per second (cfs) from groundwater (three wells), Harding County, South Dakota for municipal purposes. Partial Vested Water Right License No. 1178-1, with priority dates of 1949 and March 17, 1977 was issued to the Town of Buffalo for diversion of water with construction of the described water supply system completed and the application to beneficial use of said water completed.

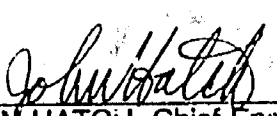
On September 27, 1989, the Water Management Board validated the vested right portion of No. 1178-1. Partial Vested Water Right License No. 1178-1 is being divided and reissued and will separate the vested right portion from the water right as follows:

Vested Water Right No. 1178A-1 - authorizing diversion of 0.14 cfs of water from one well (Well #2) located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30, T19N, R5E - Priority date: January 1, 1949;

Water Right No. 1178B-1 - authorizing diversion of 0.26 cfs of water from two wells (Wells #4 & #5) located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 30 and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, all in T19N, R5E - Priority date: March 17, 1977.

(2) The vested right owner is entitled to divert 0.14 cubic feet of water per second for beneficial use. The location of the diversion point is Lot 4 of Block 5 in the original addition to the Town of Buffalo - 490'N and 440'W of the E $\frac{1}{4}$ corner of Section 30, T19N, R5E (SE $\frac{1}{4}$ NE $\frac{1}{4}$).

(3) Pursuant to Section 46-5-30.1, the Town of Buffalo of PO Box 113, Buffalo, SD 57720-0113 the holders and/or owners of Vested Water Right No. 1178A-1 are issued a license to appropriate 0.14 cubic feet of water per second from groundwater (one well) with a priority date of January 1, 1949 from the location specified in (2) of this license. The water is to be used for the purpose of municipal use. This license is subject to any limitations, conditions or qualifications listed in Water Permit No. 1178-1 and subject to South Dakota State Law.


JOHN HATCH, Chief Engineer
Water Rights Division

Department of Environment and Natural Resources

MAR 14 1994

date