

STATE OF SOUTH DAKOTA
 REISSUED VESTED RIGHT WATER LICENSE NO. 739B-1
 DIVISION OF NO. 739-1 INTO NO. 739A-1 AND 739B-1

(1) The City of Lemmon, 303 1st Ave W, Lemmon SD 57638, was issued Water License No. 739-1, July 21, 1971 for a right to appropriate 0.77 cubic feet of water per second (cfs) from groundwater (6 wells), Perkins County, South Dakota, for municipal use purposes. Water Right No. 739-1 with priority dates of 1913, 1936, 1945, 1951, 1944 and September 21, 1964 was issued to the City for diversion of water with construction of the described water supply system completed and the applicable to beneficial use of said water completed.

On October 4, 1995, the Water Management Board validated the vested right portion of No. 739-1. Water Right License No. 739-1 is being divided and reissued and will separate the vested right portion from the water right as follows:

Vested Water Right No. 739A-1 - authorizing diversion of 0.20 cfs of water from two wells. Well #3 (0.09 cfs) is located in the SE 1/4 NE 1/4 Section 20-T23N-R16E with a priority date of January 1, 1939. Well #5 - (0.11 cfs) is located in the SW 1/4 SE 1/4 Section 20-T23N-R16E with a priority date of January 1, 1951.

Water Right No. 739B-1 - authorizing diversion of 0.19 cfs of water from Well #8 located in the SW 1/4 NW 1/4 Section 21-T23N-R16E with a priority date of September 21, 1964.

(2) The water right owner is entitled to divert 0.19 cubic feet of water per second for beneficial use. The location of the diversion point is: Well #8 - 115 feet east & 970 feet south from the northwest corner of Section 21-T23N-R16E (SW 1/4 NW 1/4).

(3) Pursuant to Section 46-5-30.1 City of Lemmon, 303 1st Ave West, Lemmon SD 57638 the holder and/or owner of Water Right No. 739B-1 is issued a license to appropriate 0.19 cubic feet of water per second from groundwater (one well) with a priority date of September 21, 1964 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 Right No. 739B-1 and subject to South Dakota State Law.


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

DEC 18 1995

date



739B-1

DEPARTMENT of ENVIRONMENT
and NATURAL RESOURCES

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

DEC 18 1995

Mike Priest, Finance Officer
City of Lemmon
303 1st Ave West
Lemmon SD 57638

Dear Mr. Priest:

The Water Management Board has validated the enclosed Vested Water Right No. 739A-1. This validation gives legal status to the claim and is the final document for your vested water rights.

Also enclosed are Reissued Vested Water Right License No. 739A-1 and Reissued Water License No. 739B-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 Program
605 773-3352

enclosures