

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18773 FOR WATER APPROPRIATION A-19142

WATER DIVISION 1-C

BACKGROUND

1. On September 13, 2013, Brian and Traci Livingston, Trustees, on behalf of the Brian and Traci Livingston Trust, filed in the Department of Natural Resources (Department) application A-19142 for a Permit to Appropriate Water.
2. On January 9, 2014, Brian Livingston, Trustee, on behalf of the Brian and Traci Livingston Trust filed map number 18773 in the Department showing the land proposed to be irrigated under A-19142.
3. On January 10, 2014, the Department approved application A-19142 for a Permit to Appropriate Water from Livingston Section 8 Pond, constructed under appropriation A-19141, for irrigation. This approval was conditional upon the appropriator filing a map prepared according to *Title 457 Neb. Admin. Code Chapter 10* in the office of the Department by six months past the signing date of the application approval.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18773 is APPROVED.
2. The following is a description of all the land which is authorized to be irrigated (appurtenant land) under surface water appropriation A-19142 as depicted on map number 18773:

Township 1 North, Range 1 East of the		
<u>6th P.M. in Jefferson County</u>		<u>Acres</u>
Section 8:	NW ¹ / ₄ NW ¹ / ₄	0.4
	NE ¹ / ₄ NW ¹ / ₄	32.0
	SW ¹ / ₄ NW ¹ / ₄	0.4
	SE ¹ / ₄ NW ¹ / ₄	33.9
	NW ¹ / ₄ NE ¹ / ₄	15.4
	NE ¹ / ₄ NE ¹ / ₄	31.5
	SW ¹ / ₄ NE ¹ / ₄	11.8
	SE ¹ / ₄ NE ¹ / ₄	<u>9.6</u>
	TOTAL	135.0

3. Appropriation A-19142 authorizes the appropriator the use of 31.4 acre-feet annually from Livingston Section 8 Pond (storage appropriation A-19141) from a pump site located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 8, Township 1 North, Range 1 East of the 6th P.M. in Jefferson County.
4. The appropriator is bound by all terms and conditions of the approval of application A-19142.

DEPARTMENT OF NATURAL RESOURCES

April 15, 2014


Brian P. Dunnigan, P.E., Director

The applicant and any person with sufficient legal interest who has been or may be substantially affected by this order may request a contested case hearing in accordance with the *Neb. Admin. Procedures Act* §§ 84-901 et. seq. RRS and the Department's *Rules of Practice and Procedure Title 454 Admin. Code Chapter 7*. The request must be received by the Department at its Lincoln office (Nebraska State Office Building, 4th Floor, 301 Centennial Mall South, P.O. Box 94676, Lincoln, Nebraska 68509-4676) within 30 days of the date of the order and be accompanied by a filing fee of \$10.

A copy of this Order was posted on the Department's website. Copies of this Order and map number 18773 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 18773 were mailed on April 15, 2014, to the following:

Brian and Traci Livingston Trust
c/o Brian and Traci Livingston
P.O. Box 136
Reynolds, Nebraska 68429