STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 17364 FOR WATER APPROPRIATION A-18622

WATER DIVISION 2-F

Background

1. On January 5, 2009, Curtis H. Arens filed application A-18622 in the Department of Natural Resources (Department) for a Permit to Appropriate Water.

2. On February 2, 2009, Curtis H. Arens filed map number 17364 showing land proposed to be irrigated under appropriation A-18622.

Order

IT IS HEREBY ORDERED:

1. Map number 17364 is APPROVED.

2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18622 as depicted on map number 17364 which is made a part of this Order.

Township 31 North, Range 2 West of the 6th P.M. in Knox County		Acres
Section 11:	NW¼NE¼	18.9
	SW¼NE¼	37.2
	TOTAL	56.1

3. Appropriation A-18622 is held by Curtis H. Arens and authorizes the use of water for irrigation of the 56.1 acres of land described above. The water may be diverted from the left bank of West Bow Creek at a point of diversion in the SW¼NW¼ of Section 12, Township 31 North, Range 2 West of the 6th P.M. in Knox County at a maximum rate of 0.80 cubic foot per second (cfs) (359 gallons per minute). The rate that water may be diverted shall not exceed one cfs for every 70 acres irrigated and an annual volume not to exceed 3 acre-feet per acre irrigated.

4. The appropriator is bound by all terms and conditions of the approval of application A-18622.

Additional Information

Failure to comply with all laws and regulations pertaining to surface water appropriations and any orders issued by the Director of the Department of Natural Resources may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

Nebraska law provides that failure to use a portion or all of a perfected appropriation for five consecutive years may result in cancellation of the appropriation.

This appropriation is not a guarantee that water will be available. Nebraska law gives priority to senior appropriations. This appropriation may be closed if there is insufficient water to satisfy senior appropriations. If you are not able to divert sufficient amounts of water, and there are junior appropriations upstream, you may call for water by contacting your local field office.

DEPARTMENT OF NATURAL RESOURCES

April 29, 2009

/s/
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 Nebraska Administrative Procedures Act (Sections 84-901 et. seq. RSS) and the Department's Rules of Practice and Procedure (454 N.A.C. Chapter 007). The request must be received by the Department at its Lincoln office (301 Centennial Mall South, 4th Floor State Office Building, Lincoln, NE 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 17364 were provided to the Department's field office in Norfolk, Nebraska. Copies of this Order, map number 17364, and Surface Water Administration brochure were mailed on April _____, 2009, to the following:

Curtis H. Arens
88664 550 Avenue
Crofton NE 68730