

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 17939 FOR WATER APPROPRIATION A-18800

WATER DIVISION 2-F

BACKGROUND

1. On August 26, 2011, Charles E. Dickau filed in the Department of Natural Resources (Department) application A-18800 for a Permit to Appropriate Water.
2. On September 6, 2011, Charles E. Dickau filed in the Department map number 17939 showing land proposed to be irrigated under application A-18800.

ORDER

IT IS HEREBY ORDERED:

1. Map number 17939 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18800 as depicted on map number 17939 which is made a part of this Order.

Township 33 North, Range 8 West of the  
6<sup>th</sup> P.M. in Knox County Acres

Section 19:	NW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	34.3
	SW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	18.7
	NW <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub>	15.4

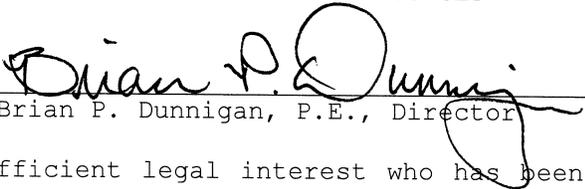
Township 33 North, Range 9 West of the  
6<sup>th</sup> P.M. in Boyd County Acres

Section 24:	SW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	10.8
	SE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	28.5
	NW <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub>	8.4
	NE <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub>	29.5
	SW <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub>	35.6
	SE <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub>	<u>6.8</u>
	TOTAL	188.0

3. Appropriation A-18800 authorizes the appropriator the use of water for irrigation of the 188.0 acres of land described above. The water may be diverted from a tributary to Ponca Creek at a point of diversion in the NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 19, Township 33 North, Range 8 West of the 6<sup>th</sup> P.M. in Knox County, at a maximum rate of 2.69 cubic feet per second (cfs) (1,207 gallons per minute).
4. The rate that water may be diverted shall not exceed one cfs for every 70 acres irrigated nor the least amount of water necessary for the production of crops in the exercise of good husbandry. Therefore, in any year when less than the maximum permitted acres are being irrigated, the quantity of water diverted at any time may be restricted to 1/70 cfs for each permitted acre being irrigated that year. This appropriation of water under any circumstance shall be limited annually to three acre-feet per acre of land on which water is actually and beneficially applied.
5. The appropriator is bound by all terms and conditions of the approval of application A-18800.

DEPARTMENT OF NATURAL RESOURCES

November 10, 2011

  
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 Neb. Admin. Code Chapter 7*. The request must be received by the Department at its Lincoln office (Nebraska State Office Building, 4<sup>th</sup> 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 17939 were provided to the Department's field office in Ord, Nebraska. Copies of this Order, map number 17969, and Surface Water Administration brochure were mailed on November 10, 2011, to the following:

Charles E. Dickau  
202 West Beech  
Box 18  
Elgin, Nebraska 68636