

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18303 FOR WATER APPROPRIATION A-18947

WATER DIVISION 1-C

BACKGROUND

1. On July 27, 2012, Roberta J. and Verlin L. Welch, on behalf of Welch Trusts, filed in the Department of Natural Resources (Department) application A-18947 for a Permit to Appropriate Water.
2. On August 28, 2012, Verlin L. Welch, on behalf of Welch Trusts, filed map number 18303 showing land proposed to be irrigated under application A-18947.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18303 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18947 as depicted on map number 18303 which is made a part of this Order.

Township 1 North, Range 1 West of the
6th P.M. in Thayer County Acres

Section 16: SE $\frac{1}{4}$ NW $\frac{1}{4}$ 16.8

3. Appropriation A-18947 has a priority date of July 27, 2012, and authorizes the appropriator the use of water for irrigation of the 16.8 acres of land described above. The water may be diverted from Spring Branch at a point of diversion located on the right bank of the stream in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 1 North, Range 1 West of the 6th P.M. in Thayer County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 0.24 cfs (108 gallons per minute).
4. Water diverted shall not exceed the ratio of 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 3 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-18947.

DEPARTMENT OF NATURAL RESOURCES

April 23, 2013


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 18303 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 18303, and Surface Water Administration brochure were mailed on April 23, 2013, to the following:

Roberta J. and Verlin L. Welch
Welch Trusts
398 Road 6900
Hubbell, Nebraska 68375