

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18677 FOR WATER APPROPRIATION A-19170

WATER DIVISION 1-C

BACKGROUND

1. On January 8, 2014, Verlin Welch, trustee, on behalf of the V & R Welch Family Trust, landowner and Ron Welch, operator, filed in the Department of Natural Resources (Department) application A-19170 for a Permit to Appropriate Water.
2. On January 16, 2014, Ron Welch, filed in the Department map number 18677 showing land proposed to be irrigated under application A-19170.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18677 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-19170 as depicted on map number 18677 which is made a part of this Order.

<u>Township 1 North, Range 1 West of the</u> <u>6<sup>th</sup> P.M. in Thayer County</u>	<u>Acres</u>
Section 16: NE $\frac{1}{4}$ NW $\frac{1}{4}$	0.5
NW $\frac{1}{4}$ NE $\frac{1}{4}$	<u>25.6</u>
TOTAL	26.1

3. Appropriation A-19170 has a priority date of January 8, 2014, and authorizes the appropriator the use of water for irrigation of the 26.1 acres of land described above. The water may be diverted from Rose Creek at a point of diversion located on the left bank of the stream in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 16, Township 1 North, Range 1 West of the 6<sup>th</sup> 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 0.37 cfs (166 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; not to exceed the least amount of water necessary for the production of crops in the exercise of good husbandry.
5. The appropriator is bound by all terms and conditions of the approval of application A-19170.

DEPARTMENT OF NATURAL RESOURCES

April 8, 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, 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 18677 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 18677, and Surface Water Administration brochure were mailed on April 8, 2014, to the following:

V & R Welch Family Trust  
c/o Verlin Welch  
398 Road 6900  
Hubbell NE 68375

Ron Welch  
478 Road 6900  
Reynolds NE 68429