

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18641 FOR WATER APPROPRIATION A-19127

WATER DIVISION 2-C

BACKGROUND

1. On August 13, 2013, Daniel R. and Mandy E. Rohrer filed in the Department of Natural Resources (Department) application A-19127 for a Permit to Appropriate Water.
2. On September 12, 2013, Daniel R. Rohrer filed in the Department map number 18641 showing land proposed to be irrigated under application A-19127.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18641 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-19127 as depicted on map number 18641 which is made a part of this Order.

<u>Township 29 North, Range 9 West of the 6th P.M. in Holt County</u>	<u>Acres</u>
Section 12: NW $\frac{1}{4}$ SE $\frac{1}{4}$	33.7
NE $\frac{1}{4}$ SE $\frac{1}{4}$	20.7
SW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>28.8</u>
TOTAL	83.2

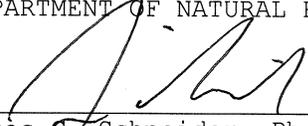
3. Appropriation A-19127 has a priority date of August 13, 2013, and authorizes the appropriator the use of water for irrigation of the 83.2 acres of land described above. The water may be diverted from a tributary to the Middle Branch of Verdigre Creek at a point of diversion located on the right bank of the stream in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, Township 29 North, Range 9 West of the 6th P.M. in Holt County, as depicted on map number 18641. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 1.19 cfs (534 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-19127.

DEPARTMENT OF NATURAL RESOURCES

December 11, 2014


James C. Schneider, Ph.D.
Acting 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 18641 were provided to the Department's field office in Ord, Nebraska. Copies of this Order, map number 18641, and Surface Water Administration brochure were mailed on December 11, 2014, to the following:

Daniel R. and Mandy E. Rohrer
P.O. Box 377
Verdigre, Nebraska 68783