STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18548 FOR WATER APPROPRIATION A-19104

WATER DIVISION 2-C

BACKGROUND

On July 15, 2013, Jerome and Jerilee Fuchtman filed in the Department of Natural Resources (Department) application A-19104 for a Permit to Appropriate Water and map number 18548 showing land proposed to be irrigated under application A-19104.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18548 is APPROVED.

2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-19104 as depicted on map number 18548 which is made a part of this Order.

Township 30 North, Range 7 West of the 6th P.M. in Knox County		Acres
Section 25:	NW¼SE¼	18.0
	NE¼SE¼	20.4
	SW¼SE¼	3.5
	SE¼SE¼	10.5
Township 30 North, Range 6 West of the 6th P.M. in Knox County		**Acres**
Section 31:	SW¼NW¼	4.7
	NW¼SW¼	10.5
	TOTAL	67.6

3. Appropriation A-19104 has a priority date of July 15, 2013, and authorizes the appropriator the use of water for irrigation of the 67.6 acres of land described above. The water may be diverted from Verdigre Creek at a point of diversion located on the right bank of the stream in the NW¼SW¼ of Section 25, Township 30 North, Range 7 West of the 6th P.M. in Knox County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum combined rate of 0.97 cfs (435 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-19104.

DEPARTMENT OF NATURAL RESOURCES

December 16, 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 18548 were provided to the Department's field office in Ord, Nebraska. Copies of this Order, map number 18548, and Surface Water Administration brochure were mailed on December 16, 2014, to the following:

Jerome and Jerilee Fuchtman
87664 522nd Avenue
Winnetoon, Nebraska 68789