

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP NUMBER 19538 FOR WATER APPROPRIATION A-18906

WATER DIVISION 2-F

BACKGROUND

1. On April 5, 2012, Douglas Byrd filed in the Department of Natural Resources (Department) application A-18906 for a Permit to Appropriate Water.
2. On July 25, 2012, the Department approved application A-18906 subject to the condition that a project map prepared according to *Title 457 Neb. Admin. Code Chapter 10* must be filed in the office of the Department by six months past the application approval.
3. A review of the Department's records indicates that the appropriator provided a map, submitted with application A-18906, showing the land proposed for irrigation under A-18906.
4. On September 9, 2015, the Department examined the condition of this water appropriation by observing the site of the project and determined that all of the land approved for irrigation under application A-18906 and depicted on map number 19538 had been irrigated.

ORDER

IT IS HEREBY ORDERED:

1. Map number 19538 is APPROVED.
2. The following is a description of all the land which is authorized to be irrigated (appurtenant land) under surface water appropriation A-18906 as depicted on map number 19538:

<u>Township 33 North, Range 10 West of the 6th P.M. in Boyd County</u>	<u>Acres</u>
Section 17: SE $\frac{1}{4}$ NW $\frac{1}{4}$	4.1
SW $\frac{1}{4}$ NE $\frac{1}{4}$	1.2
NE $\frac{1}{4}$ SW $\frac{1}{4}$	2.1
NW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>0.6</u>
TOTAL	8.0

3. Appropriation A-18906 authorizes the appropriator the use of 5.6 acre-feet annually from B K's Dream Reservoir (storage appropriation A-18904) from a pump site located in the SW¹/₄NW¹/₄ of Section 17, Township 33 North, Range 10 West of the 6th P.M. in Boyd County, as depicted on map number 19538 which is made a part of this Order.
4. The appropriator is bound by all terms and conditions of the approval of application A-18904.

DEPARTMENT OF NATURAL RESOURCES

May 20, 2016


Gordon W. Fassett, 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 19538 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 19538 were mailed on May 20, 2016, to the following:

Douglas B. Byrd
111 Douglas Byrd Road
Lucedale, Mississippi 39452