

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 17781 FOR WATER APPROPRIATION A-18744

WATER DIVISION 1-D

BACKGROUND

1. On January 27, 2011, Matthew G. Schmidt filed in the Department of Natural Resources (Department) application A-18744 for a Permit to Appropriate Water.
2. On February 11, 2011, Matthew G. Schmidt filed map number 17781 showing land proposed to be irrigated under application A-18744.

ORDER

IT IS HEREBY ORDERED:

1. Map number 17781 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18744 as depicted on map number 17781 which is made a part of this Order.

<u>Township 3 North, Range 7 East of the 6th P.M. in Gage County</u>	<u>Acres</u>
Section 30: NW $\frac{1}{4}$ SE $\frac{1}{4}$	34.2
NE $\frac{1}{4}$ SE $\frac{1}{4}$	25.3
SW $\frac{1}{4}$ SE $\frac{1}{4}$	5.0
SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>4.7</u>
TOTAL	69.2

3. Appropriation A-18744 authorizes the appropriator the use of water for irrigation of the 69.2 acres of land described above. The water may be diverted from the Big Blue River at a point of diversion in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 29, Township 3 North, Range 7 East of the 6th P.M. in Gage County, at a maximum rate of 0.99 cubic foot per second (cfs) (444 gallons per minute).
4. The rate that water may be diverted shall not exceed 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.

5. The appropriator is bound by all terms and conditions of the approval of application A-18744.

DEPARTMENT OF NATURAL RESOURCES

March 24, 2011



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 454 Neb. Admin. Code* Chapter 7. The request must be received by the Department at its Lincoln office (4th Floor Nebraska State Office Building, 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 17781 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 17781, and Surface Water Administration brochure were mailed on March _____, 2011, to the following:

Matthew G. Schmidt
632 East Linden Road
Beatrice, NE 68310