

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 17941 FOR WATER APPROPRIATION A-18806

WATER DIVISION 2-C

BACKGROUND

1. On September 6, 2011, William J. and Julia A. Tielke filed in the Department of Natural Resources (Department) application A-18806 for a Permit to Appropriate Water.
2. On September 19, 2011, William J. Tielke filed map number 17941 showing land proposed to be irrigated under application A-18806.

ORDER

IT IS HEREBY ORDERED:

1. Map number 17941 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18806 as depicted on map number 17941 which is made a part of this Order.

Township 31 North, Range 13 West of the
6th P.M. in Holt County

	Acres
Section 33: NW ¹ / ₄ NW ¹ / ₄	7.4
NE ¹ / ₄ NW ¹ / ₄	35.5
SW ¹ / ₄ NW ¹ / ₄	16.4
SE ¹ / ₄ NW ¹ / ₄	39.3
NW ¹ / ₄ NE ¹ / ₄	27.4
NE ¹ / ₄ NE ¹ / ₄	0.1
SW ¹ / ₄ NE ¹ / ₄	38.7
SE ¹ / ₄ NE ¹ / ₄	1.7
NE ¹ / ₄ SW ¹ / ₄	19.4
NW ¹ / ₄ SE ¹ / ₄	<u>12.6</u>
TOTAL	198.5

3. Appropriation A-18806 authorizes the appropriator the use of water for irrigation of the 198.5 acres of land described above. The water may be diverted from Middle Branch Eagle Creek at a point of diversion in the SE¹/₄NW¹/₄ of Section 3, Township 30 North, Range 13 West of the 6th P.M. in Holt County, at a maximum rate of 2.84 cubic foot per second (cfs) (1275 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. This appropriation of water under any circumstance shall be limited annually to three acre-feet per acre of land on which water is actually and beneficially applied.
5. The appropriator is bound by all terms and conditions of the approval of application A-18806.

DEPARTMENT OF NATURAL RESOURCES

December 15, 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 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 17941 were provided to the Department's field office in Ord, Nebraska. Copies of this Order, map number 17941, and Surface Water Administration brochure were mailed on December 15, 2011, to the following:

William J. and Julia A. Tielke
88154 483rd Avenue
Atkinson, Nebraska 68713