

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 17999 FOR WATER APPROPRIATION A-18838

WATER DIVISION 2-C

BACKGROUND

1. On November 21, 2011, Patrick J. and Patricia A. Chohon filed in the Department of Natural Resources (Department) application A-18838 for a Permit to Appropriate Water.
2. On December 1, 2011, Patrick J. Chohon filed in the Department map number 17999 showing land proposed to be irrigated under application A-18838.

ORDER

IT IS HEREBY ORDERED:

1. Map number 17999 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18838 as depicted on map number 17999 which is made a part of this Order.

Township 32 North, Range 10 West of the
6th P.M. in Holt County Acres

Section 25:	NW ¹ / ₄ NW ¹ / ₄	35.0
	NE ¹ / ₄ NW ¹ / ₄	35.0
	SW ¹ / ₄ NW ¹ / ₄	35.0
	SE ¹ / ₄ NW ¹ / ₄	35.0
	NW ¹ / ₄ NE ¹ / ₄	35.0
	NE ¹ / ₄ NE ¹ / ₄	27.2
	SW ¹ / ₄ NE ¹ / ₄	35.0
	SE ¹ / ₄ NE ¹ / ₄	<u>16.6</u>
	TOTAL	253.8

3. Appropriation A-18838 authorizes the appropriator the use of water for irrigation of the 253.8 acres of land described above. The water may be diverted from Louse Creek at a point of diversion on the left bank of the stream in the SE¹/₄NE¹/₄ of Section 25, Township 32 North, Range 10 West of the 6th P.M. in Holt County, at a maximum rate of 3.63 cubic feet per second (cfs) (1,629 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 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-18838.

DEPARTMENT OF NATURAL RESOURCES

March 28, 2012


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 17999 were provided to the Department's field office in Ord, Nebraska. Copies of this Order, map number 17999, and Surface Water Administration brochure were mailed on March 28, 2012, to the following:

Patrick J. and Patricia A. Chohon
P.O. Box 375
O'Neill, Nebraska 68763