

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-9599 FOR WATER APPROPRIATION A-8388

AND MAP NUMBER 20928

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-8388 is held by the Carl L. and Jolie L. Larson Revocable Trust.
2. Appropriation A-8388 has a priority date of March 2, 1956, and authorizes the use of water for irrigation of the 82.2 acres of land described below. The water may be diverted from Mud (Beaver) Creek at points of diversion located on the left bank of the stream in the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, Township 13 North, Range 15 West of the 6th P.M. in Sherman County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 120 acres irrigated at a maximum combined rate of 0.68 cfs from all points of diversion.

<u>Township 13 North, Range 15 West of the</u> <u>6th P.M. in Sherman County</u>	<u>Acres</u>
Section 34: NW $\frac{1}{4}$ NW $\frac{1}{4}$	10.2
NE $\frac{1}{4}$ NW $\frac{1}{4}$	28.4
SW $\frac{1}{4}$ NW $\frac{1}{4}$	17.3
SE $\frac{1}{4}$ NW $\frac{1}{4}$	<u>26.3</u>
TOTAL	82.2

3. On March 1, 2022, Carl L. Larson, on behalf of the Carl L. and Jolie L. Larson Revocable Trust, filed application EXT-9599 for a permit for an expedited transfer of the location of use for land authorized to be irrigated by appropriation A-8388.
4. On April 22, 2022, Carl L. Larson filed map number 20928 showing the land proposed to be irrigated under appropriation A-8388 through transfer EXT-9598.

ORDER

IT IS HEREBY ORDERED:

1. Application EXT-9599 for a permit for an expedited transfer of the location of use and map number 20928 are APPROVED.

2. Appropriation A-8388 through transfer EXT-9599 authorizes the use of water to irrigate 82.2 acres of land described below and depicted on map number 20928, which is made a part of this Order. The water may be diverted from Mud (Beaver) Creek at a point of diversion located on the left bank of the stream in the NW¹/₄NW¹/₄ of Section 34, Township 13 North, Range 15 West of the 6th P.M. in Sherman County, as depicted on map number 20928. Water diverted shall not exceed the ratio of one cfs for every 120 acres irrigated at a maximum rate of 0.68 cfs (305 gallons per minute). The total volume may not exceed 3 acre-feet per irrigated acre per year nor to exceed the least amount of water necessary for the production of crops in the exercise of good husbandry.

Township 13 North, Range 15 West of the 6 th P.M. in Sherman County		Acres
Section 34:	NW ¹ / ₄ NW ¹ / ₄	8.5
	NE ¹ / ₄ NW ¹ / ₄	37.0
	SW ¹ / ₄ NW ¹ / ₄	8.0
	SE ¹ / ₄ NW ¹ / ₄	<u>28.7</u>
	TOTAL	82.2

3. All terms and conditions of appropriation A-8388 remain in effect unless specifically changed by this Order.
4. A measuring device, approved by the Department, may be required if so ordered by the Department.
5. The appropriator must comply with all relevant statutes. These relevant statutory requirements include, but are not limited to, the following:
 - A. Notify the Department of any change in ownership or address.
 - B. Notify the Department of the name and address of the person responsible for the use of the water appropriation (this may include farm managers, tenants, or relatives that actually apply the water to the approved use).
 - C. Obtain approval from the Department prior to taking any action that changes the location of the point of diversion, the location of the place of use, the type of use, or the type of appropriation.

ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to surface water appropriations, any orders issued by the Director of the Department of Natural Resources, or the provisions of this Order may cause cancellation of part or all of this appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

Nebraska law provides that failure to use a portion or all of a perfected appropriation for more than five consecutive years may result in cancellation of the appropriation.

This appropriation is not a guarantee that water will be available. Nebraska law gives priority to senior appropriations. This appropriation may be closed if there is insufficient water to satisfy senior appropriations.

DEPARTMENT OF NATURAL RESOURCES



Thomas E. Riley, P.E., Director

May 11, 2022

A copy of this Order was posted on the Department's website. Copies of this Order and map number 20928 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 20928 were mailed to the following:

Carl L. and Jolie L. Larson
47033 775 Road
Hazard, Nebraska 68844