

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION A-19942

FOR A TEMPORARY PERMIT TO APPROPRIATE WATER

WATER DIVISION 2-C

BACKGROUND

1. On August 8, 2023, Troy Nelson, on behalf of Nebraska Game and Parks Commission, filed in the Department of Natural Resources (Department) application A-19942 for a temporary permit to appropriate water for the purpose of construction of a wastewater lagoon.
2. Temporary permits may not be granted for a term of more than one year.

ORDER

IT IS HEREBY ORDERED that application A-19942 is APPROVED subject to the following limitations and conditions:

1. The source of water is the Niobrara River.
2. The water shall be used for the purpose of construction of a wastewater lagoon.
3. The priority date is August 8, 2023.
4. The point of diversion is located in the NW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub> of Section 18, Township 32 North, Range 06 West of the 6<sup>th</sup> P.M. in Knox County as depicted on map number 21274.
5. The rate that water may be diverted shall not exceed 2.23 cubic feet per second (1,000 gallons per minute).
6. The total amount of water from the Niobrara River for diversion under A-19942 shall not exceed 10 acre-feet.
7. Appropriation A-19942 EXPIRES one year from the date of this Order and will be cancelled without further action by the Department as of that date.
8. 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 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).

- B. 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 Approval may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

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. If in the future you are not able to divert sufficient amounts of water, and if there are junior appropriations upstream, you may call for water by contacting your local field office.

DEPARTMENT OF NATURAL RESOURCES



August 30, 2023

---

Thomas E. Riley, P.E., Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 21274 were provided to the Department's field office in Norfolk, Nebraska. Copies of this Order, map number 21274 and Surface Water Administration brochure were mailed to the following:

Troy Nelson  
Nebraska Game and Parks Commission  
2200 North 33<sup>rd</sup> Street  
Lincoln, Nebraska 68503  
[troy.nelson@nebraska.gov](mailto:troy.nelson@nebraska.gov)