

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-10120 FOR WATER APPROPRIATION A-10860A

AND MAP NUMBER 21375

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-10860A is held by Lost Rail Ranch, LLC.
2. Appropriation A-10860A has a priority date of June 3, 1966, and authorizes the use of water for irrigation of the 61.1 acres of land described below. The water may be diverted from Turkey Creek at points of diversion located on both banks of the stream in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 14 North, Range 10 West of the 6th P.M. in Howard County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum combined rate of 0.87 cfs from all points of diversion.

<u>Township 14 North, Range 10 West of the 6th P.M. in Howard County</u>	<u>Acres</u>
Section 20: SW $\frac{1}{4}$ NE $\frac{1}{4}$	0.1
SE $\frac{1}{4}$ NE $\frac{1}{4}$	12.8
NW $\frac{1}{4}$ SE $\frac{1}{4}$	14.1
NE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>34.1</u>
TOTAL	61.1

3. On January 8, 2024, Travis Hedman, on behalf of Lost Rail Ranch LLC, filed application EXT-10120 for a permit for an expedited transfer of the location of use for land authorized to be irrigated by appropriation A-10860A.
4. On February 13, 2024, Travis Hedman filed map number 21375 showing the land proposed to be irrigated under appropriation A-10860A through transfer EXT-10120.

ORDER

IT IS HEREBY ORDERED:

1. Application EXT-10120 for a permit for an expedited transfer of the location of use and map number 21375 are APPROVED.

2. Appropriation A-10860A through transfer EXT-10120 authorizes the use of water to irrigate 61.1 acres of land described below and depicted on map number 21375, which is made a part of this Order. The water may be diverted from Turkey Creek at a point of diversion located on the left bank of the stream in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 14 North, Range 10 West of the 6th P.M. in Howard County, as depicted on map number 21375. Water diverted shall not exceed the ratio of one cfs for every 70 acres irrigated at a maximum rate of 0.87 cfs (390 gallons per minute). The total volume may not exceed three 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.

<u>Township 14 North, Range 10 West of the</u>		<u>6th P.M. in Howard County</u>	<u>Acres</u>
Section 20:	SW $\frac{1}{4}$ NE $\frac{1}{4}$		24.8
	SE $\frac{1}{4}$ NE $\frac{1}{4}$		14.6
	NW $\frac{1}{4}$ SE $\frac{1}{4}$		11.0
	NE $\frac{1}{4}$ SE $\frac{1}{4}$		<u>10.7</u>
	TOTAL		61.1

3. All terms and conditions of previous orders for appropriation A-10860 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

February 26, 2024

A copy of this Order was posted on the Department's website. Copies of this Order and map number 21375 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 21375 were mailed to the following:

Travis Hedman
Lost Rail Ranch, LLC
1105 10th Avenue
St. Paul, Nebraska 68873