

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN PART OF WATER APPROPRIATION A-13515

AND APPROVAL OF MAP NUMBER 21424

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-13515 is held by Janet Hruza.
2. Appropriation A-13515 has a priority dte of April 1, 1975 and authorizes the use of water to irrigate 69.7 acres of land described below. The water may be diverted from Turkey Creek at points of diversion located on in the SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> and SE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 18, Township 14 North, Range 11 West of the 6<sup>th</sup> P.M. in Howard County. The rate that water may be diverted shall not exceed one cfs for every 70 acres irrigated at a maximum combined rate of 1.00 cfs from all points of diversion. The total volume may not exceed 3 acre-feet per irrigated acre per year.

Township 14 North, Range 11 West of the 6 <sup>th</sup> P.M. in Howard County		Acres
Section 18:	NE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	30.3
	SW <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub>	5.6
	SE <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub>	<u>33.8</u>
	TOTAL	69.7

3. On May 14, 2024, Derek Vrtiska, on behalf of Janet Hruza filed relinquishment REL-10250, relinquishing the right to divert water under a portion of appropriation A-13515 to irrigate 30.3 acres of land.
4. On August 22, 2024, Eric Hruza corrected filed REL-10250.

ORDER

IT IS HEREBY ORDERED:

1. Part of appropriation A-13515 at the rate of 0.44 cfs is CANCELLED.
2. Appropriation A-13515 now authorizes the appropriator to divert water from Turkey Creek to irrigate the 39.4 acres of land described below and depicted on map number 21424 which is made a part of this Order. The point of diversion is located in the SE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 18, Township 14 North, Range 11 West of the 6<sup>th</sup> P.M. in Howard County. Water diverted shall not exceed the ratio of one cfs for every 70 acres irrigated at a maximum combined rate of 0.56 cfs (251 gallons per minute), not to exceed three acre-feet per irrigated acre per year nor the least amount

of water necessary for the production of crops in the exercise of good husbandry.

Township 14 North, Range 11 West of the		
6 <sup>th</sup> P.M. in Howard County		Acres
Section 18:	SW $\frac{1}{4}$ SE $\frac{1}{4}$	5.6
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>33.8</u>
	TOTAL	39.4

3. All terms and conditions of appropriation A-13515 remain in effect unless specifically changed by this Order.
4. 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

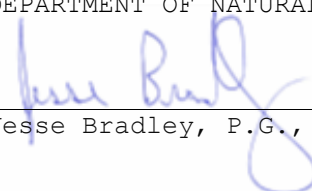
Failure to comply with all laws and regulations pertaining to surface water appropriations and any orders issued by the Director of the Department of Natural Resources may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, 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. If you are not able to divert sufficient amounts of water, you may call for water by contacting your local field office.

DEPARTMENT OF NATURAL RESOURCES

September 12, 2024

  
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Jesse Bradley, P.G., Interim Director

A copy of this Order was posted on the Department's website. A copy of this Order and map number 21424 was provided to the Department's field office in Ord, Nebraska. A copy of this Order and map number 21424 was mailed to the following:

Janet Hruza  
1360 Jansen Road  
Saint Paul, Nebraska 68873

Derek Vrtiska  
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P.O. Box 137  
Farwell, Nebraska 68838

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