

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF AMENDED PROJECT MAP NUMBER 21474 FOR WATER APPROPRIATION A-19737

WATER DIVISION 1-F

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-19737 is held by JLCC, LLC.
2. Appropriation A-19737 has a priority date of December 7, 2020, and authorizes the use of water for irrigation of the 182.5 acres of land described below. The water may be diverted from Rush Reservoir (storage appropriation A-19736) from a pump site located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 07, Township 03 North, Range 12 East of the 6th P.M. in Pawnee County.

Township 03 North, Range 12 East of the 6 th P.M. in Pawnee County		Acres
Section 07:	NW $\frac{1}{4}$ NW $\frac{1}{4}$	34.5
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	39.3
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	27.2
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	38.5
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	7.4
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	32.2
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>3.4</u>
	TOTAL	182.5

3. Conditions in the Order of approval for appropriation A-19737 provided that if, during the course of construction of the irrigation project, it is determined that there is a difference in the number and/or location of acres from the approved map, an amended project map may be filed for an equal or lesser number of acres.
4. On October 1, 2024, James M. Rush, on behalf of JLCC, LLC, timely filed amended project map number 21474 depicting a change in the location and number of irrigated acres. The change from the original map remains within the original project concept and does not violate any rules and/or statutes and will not harm another appropriator.

ORDER

IT IS HEREBY ORDERED:

IT IS HEREBY ORDERED that project map number 20624 is cancelled and amended project map number 21474 for appropriation A-19737 is APPROVED subject to the following limitations and conditions.

1. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-19737 as depicted on map number 21474, which is made a part of this Order. The water may be diverted from Rush Reservoir (storage appropriation A-19736) from a pump site located in the SW¹/₄NW¹/₄ of Section 07, Township 03 North, Range 12 East of the 6th P.M. in Pawnee County, as depicted on map number 21474. Water diverted shall not exceed 30 acre-feet annually.

Township 03 North, Range 12 East of the 6 th P.M. in Pawnee County		Acres
Section 07:	NW ¹ / ₄ NW ¹ / ₄	26.3
	NE ¹ / ₄ NW ¹ / ₄	36.6
	SW ¹ / ₄ NW ¹ / ₄	3.7
	SE ¹ / ₄ NW ¹ / ₄	33.8
	NW ¹ / ₄ NE ¹ / ₄	9.5
	SW ¹ / ₄ NE ¹ / ₄	32.6
	SE ¹ / ₄ NE ¹ / ₄	<u>4.8</u>
	TOTAL	147.3

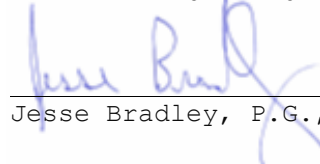
2. All terms and conditions of appropriation A-19737 remain in effect unless specifically changed by this Order.
3. A measuring device, approved by the Department, may be required if so ordered by the Department.
4. The appropriator must comply with all relevant statutes. These relevant statutory requirements 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, 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.

DEPARTMENT OF NATURAL RESOURCES



October 2, 2024

Jesse Bradley, P.G., Interim Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 21474 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 21474 were mailed to the following:

James M. and Lisa F. Rush
JLCC, LLC
62579 US Highway 136
Tecumseh, Nebraska 68450