

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER DIVIDING AND CHANGING OWNERSHIP OF APPROPRIATION A-18515

AND APPROVAL OF MAPS NUMBER 21537 AND 21538

WATER DIVISION 2-C

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-18515 is currently held by Keating Family Ranch, LLC and Keating Land & Cattle, LLC.
2. Appropriation A-18515 with a priority date of May 29, 2007, authorizes the use of water for irrigation of the 90.0 acres of land described below. The water may be diverted from Big Sandy Creek at points of diversion located on both banks of the stream in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 12, Township 33 North, Range 14 West of the 6th P.M. in Holt 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 1.29 cfs from all points of diversion.

<u>Township 33 North, Range 14 West of the</u>		
<u>6th P.M. in Holt County</u>		<u>Acres</u>
Section 12:	SW $\frac{1}{4}$ NW $\frac{1}{4}$	0.7
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	24.2
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	12.4
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	12.4
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	4.3
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	17.2
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>18.8</u>
	TOTAL	90.0

3. On October 25, 2024, Matt J. Keating, on behalf of Keating Land & Cattle, LLC filed correspondence requesting the Department move forward with splitting appropriation A-18515 into A-18515A and A-18515B.

ORDER

IT IS HEREBY ORDERED:

1. Appropriation A-18515 is divided into two appropriations, A-18515A and A-18515B.

2. Appropriation A-18515A authorizes the use of water to irrigate the 50.0 acres of land described below and depicted on map number 21537, which is made a part of this Order. The water may be diverted from Big Sandy Creek at a point of diversion located on the left bank of the stream in the NW¹/₄SE¹/₄ of Section 12, Township 33 North, Range 14 West of the 6th P.M. in Holt County. Water diverted shall not exceed the ratio of one cfs for every 70 acres irrigated at a maximum rate of 0.72 cfs (323 gallons per minute).

Township 33 North, Range 14 West of the 6 th P.M. in Holt County		Acres
Section 12:	SW ¹ / ₄ NW ¹ / ₄	0.7
	SE ¹ / ₄ NW ¹ / ₄	24.2
	SW ¹ / ₄ NE ¹ / ₄	12.4
	NE ¹ / ₄ SW ¹ / ₄	9.8
	NW ¹ / ₄ SE ¹ / ₄	<u>2.9</u>
	TOTAL	50.0

3. Appropriation A-18515B authorizes the use of water to irrigate the 40.0 acres of land described below and depicted on map number 21538, which is made a part of this Order. The water may be diverted from Big Sandy Creek at a point of diversion located on the right bank of the stream in the NW¹/₄SE¹/₄ of Section 12, Township 33 North, Range 14 West of the 6th P.M. in Holt County. Water diverted shall not exceed the ratio of one cfs for every 70 acres irrigated at a maximum rate of 0.57 cfs (256 gallons per minute).

Township 33 North, Range 14 West of the 6 th P.M. in Holt County		Acres
Section 12:	NE ¹ / ₄ SW ¹ / ₄	2.6
	SE ¹ / ₄ SW ¹ / ₄	4.3
	NW ¹ / ₄ SE ¹ / ₄	14.3
	SW ¹ / ₄ SE ¹ / ₄	<u>18.8</u>
	TOTAL	40.0

4. All terms and conditions of the approval of appropriation A-18515 remain in effect unless specifically changed by this Order.

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 an appropriation for more than five consecutive years may result in cancellation of the appropriation.

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

DEPARTMENT OF NATURAL RESOURCES

January 7, 2025



Jesse Bradley, P.G., Interim Director

A copy of this Order was posted on the Department's website. Copies of this Order and maps number 21537 and 21538 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and maps number 21537 and 21538 were mailed to the following:

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