

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-10739 FOR WATER APPROPRIATION A-11355

AND MAP NUMBER 21541

WATER DIVISION 1-D

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-11355 is held by Holdeman Farms, LLC.
2. Appropriation A-11355 has a priority date of March 4, 1968, and authorizes the use of water for irrigation of the 40.0 acres of land described below. The water may be diverted from the West Fork of the Big Blue River at a point of diversion located on the right bank of the stream in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Township 09 North, Range 02 West of the 6th P.M. in York County, as depicted on map number 21541. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 0.57 cfs.

	<u>Township 09 North, Range 02 West of the 6th P.M. in York County</u>	<u>Acres</u>
Section 19:	NW $\frac{1}{4}$ SE $\frac{1}{4}$	23.0
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>17.0</u>
	TOTAL	40.0

3. On February 25, 2025, James H. McGowan filed application EXT-10739 for a permit for an expedited transfer of the location of use for land authorized to be irrigated by appropriation A-11355 and map number 21541 showing the land proposed to be irrigated under appropriation A-11355 through transfer EXT-10739.
4. On April 2, 2025, David J. Tyler, on behalf of Holdeman Farms, LLC, corrected filed application EXT-10739.

ORDER

IT IS HEREBY ORDERED:

1. Application EXT-10739 for a permit for an expedited transfer of the location of use and map number 21541 are APPROVED.

2. Appropriation A-11355 through transfer EXT-10739 authorizes the use of water to irrigate 40.0 acres of land described below and depicted on map number 21541, which is made a part of this Order. The water may be diverted from the West Fork of the Big Blue River at a point of diversion located on the right bank of the stream in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 19, Township 09 North, Range 02 West of the 6th P.M. in York County, as depicted on map number 21541. 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). 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.

Township 09 North, Range 02 West of the 6 th P.M. in York County		Acres
Section 19:	SW $\frac{1}{4}$ SE $\frac{1}{4}$	19.8
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>20.2</u>
	TOTAL	40.0

3. All terms and conditions of appropriation A-11355 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. This appropriation is subject to the provisions of the Blue River Compact and could be closed if Compact flows are not being met.
6. 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

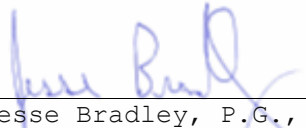
Failure to comply with all laws and regulations pertaining to surface water appropriations, any orders issued by the Director of the Department of Natural Resources, or the provisions of this Order may cause cancellation of part or all of this appropriation, temporary closing of the appropriation, administrative 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

April 4, 2025



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 21541 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 21541 were mailed to the following:

Cornerstone Bank Farm Management
Holdeman Farms, LLC
P.O. Box 69
York, Nebraska 68467

James H. McGowan
1213 Road 4
McCool Junction, Nebraska 68401