

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION A-20059 AND MAP NUMBER 21569

WATER DIVISION 1-D

BACKGROUND

1. On February 7, 2025, William F. Kastanek, on behalf of Sheryl J. Kastanek and himself, filed in the Department of Natural Resources (Department) application A-20059 for a Permit to Appropriate Water.
2. On February 28, 2025, William F. Kastanek filed map number 21569 showing the land proposed to be irrigated under A-20059.

ORDER

IT IS HEREBY ORDERED that application A-20059 and map number 21569 are APPROVED subject to the following limitations and conditions:

1. The following is a description of all the land which is authorized to be irrigated (appurtenant land) under surface water appropriation A-20059 as depicted on map number 21569:

Township 07 North, Range 03 East of the 6 <sup>th</sup> P.M. in Saline County		Acres
Section 26:	SW <sup>1</sup> <sub>4</sub> NW <sup>1</sup> <sub>4</sub>	17.0
	SE <sup>1</sup> <sub>4</sub> NW <sup>1</sup> <sub>4</sub>	26.9
	NW <sup>1</sup> <sub>4</sub> SW <sup>1</sup> <sub>4</sub>	3.4
	NE <sup>1</sup> <sub>4</sub> SW <sup>1</sup> <sub>4</sub>	<u>1.3</u>
TOTAL		48.6

2. Appropriation A-20059 has a priority date of February 7, 2025, and authorizes the appropriator the use of 25.5 acre-feet annually from Kastanek Pond (storage appropriation A-20056 and supplemental storage appropriation A-20057) from a pump site located in the SW<sup>1</sup><sub>4</sub>NW<sup>1</sup><sub>4</sub> of Section 26, Township 07 North, Range 03 East of the 6<sup>th</sup> P.M. in Saline County, as depicted on map number 21569.
3. This appropriation will be limited to the land irrigated and the amount of water beneficially used on an annual basis. Such amount shall not exceed 25.5 acre-feet per annum.
4. Only the land shown on map number 21569 may be irrigated under appropriation A-20059 unless a change is authorized by subsequent Order of the Department.

5. A measuring device approved by the Department is required. Contact the Lincoln Field Office before acquiring a measuring device to ensure the device will be acceptable.
6. Within two weeks after the first diversion of water under this application the appropriator must file written notice with the Lincoln Field Office informing the Department that the first irrigation diversions have occurred. The written communication must be signed by the appropriator and may be delivered by U.S. Postal Mail, hand delivered or sent via e-mail attachment to the Lincoln Field Office Supervisor.
7. Appropriation A-20059 provides supplemental water to irrigate land under appropriation A-20058 held by William F. and Sheryl J. Kastanek.
8. The appropriator must comply with all relevant statutes. The statutes 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.
9. After September 1, 2027, a field investigation will be conducted to determine the lands where water has been beneficially applied.
  - A. If the entire appropriation is found to have water beneficially applied, a Certificate of Perfected Appropriation will be issued by the Department for A-20059.
  - B. If a portion of the appropriation is found to have had water beneficially applied within the original project concept the Department may, at its discretion, modify the project map and land listing to represent the conditions found during the field investigation. The number of acres and diversion rate determined by the Department will not exceed what is granted by this Order. A Certificate of Perfected Appropriation specifying the final number of acres, location of acres and diversion rate will be issued by the Department for A-20059.
  - C. If no portion of the appropriation is found to have water beneficially applied, the Department will issue an Order of Cancellation in Full for A-20059.

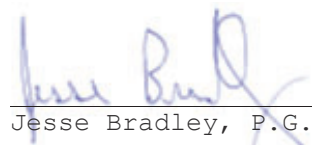
ADDITIONAL INFORMATION

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 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.

DEPARTMENT OF NATURAL RESOURCES

May 13, 2025

A handwritten signature in blue ink, appearing to read "Jesse Bradley", is written over a horizontal line.

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 21569 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 21569 were mailed to the following:

William F. and Sheryl J. Kastanek  
1779 County Road K  
Crete, Nebraska 68333