

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

APPROVAL OF EXPEDITED TRANSFER EXT-11505 FOR WATER APPROPRIATION A-7059A

AND MAP NUMBER 21683

WATER DIVISION 2-C

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-7059A is held by **Rick P. and Melissa R. Weber**.
2. Appropriation A-7059A has a priority date of **February 3, 1955**, and authorizes the use of water for irrigation of the 20.0 acres of land described below. The water may be diverted from **the Niobrara River** at a point of diversion located in **NE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 04) of Section 30, Township 33 North, Range 28 West of the 6th P.M. in Cherry County**. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 222 acres irrigated at a maximum rate of **0.09** cfs.

Township 33 North, Range 28 West of the
6th P.M. in Cherry County Acres

Section 30: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (Lot 4) 20.0

3. Appropriation A-14579A provides additional water to land approved for irrigation under appropriation A-7059A.
4. On November 21, 2025, Rick P. Weber, on behalf of himself and Melissa R. Weber, filed application EXT-11505 for a permit for an expedited transfer of the location of use for land authorized to be irrigated by appropriation A-7059A and map number 21683 showing the land proposed to be irrigated under appropriation A-7059A through transfer EXT-11505.

ORDER

IT IS HEREBY ORDERED

1. Application EXT-11505 for a permit for an expedited transfer of the location of use and map number 21683 are **APPROVED**.
2. **Authorized Land for Irrigation**
Appropriation A-7059A through transfer EXT-11505 authorizes the use of water to irrigate 20.0 acres of land described below and depicted on map number 21683, which is made a part of this Order. The water may be diverted from **the Niobrara River** at a point of diversion located on the left bank of the stream in the **NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30, Township 33 North, Range 28 West of the 6th P.M. in Cherry County**, as depicted on map number 21683. Water diverted shall not exceed the ratio of one cfs for every 222 acres irrigated at a maximum rate of **0.09** cfs (40 gallons per minute).

The total volume may not exceed **1.35** 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 33 North, Range 28 West of the 6 th P.M. in Cherry County		Acres
Section 30:	SW $\frac{1}{4}$ NE $\frac{1}{4}$	7.0
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	12.7
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>0.3</u>
	TOTAL	20.0

3. Additional Water

Appropriation A-14579A through transfer EXT-11506 provides additional water to land approved for irrigation under appropriation A-7059A through transfer EXT-11505.

4. Terms & Conditions of Previous Order(s)

All terms and conditions of previous Orders for appropriation A-7059 remain in effect unless specifically changed by this Order.

5. Measuring Device

A measuring device, approved by the Department and at the Applicant's expense, may be required if so ordered by the Department.

6. Ongoing Statutory Requirements

The appropriator must:

- 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 applicable laws, Department Orders, or the terms of this Order may result in cancellation, suspension, administrative penalties, or criminal prosecution.

Under Nebraska law, failure to use a portion or all of a perfected appropriation for **more than five consecutive years** for its approved purpose may result in its cancellation.

This appropriation **does not guarantee** water availability. Senior appropriations have legal priority. If insufficient water is available, junior appropriators may be closed. Appropriators may request enforcement action by contacting the local field office.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



January 21, 2026

Matthew T. Manning, PE, JD
Chief Water Officer

A copy of this Order was posted on the Department's website. Copies of this Order and map number 21683 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 21683 were mailed to the following:

Rick P. and Melissa R. Weber
271 West Ridge Road
Valentine, Nebraska 69201