

STATE OF NEBRASKA  
DEPARTMENT OF NATURAL RESOURCES

PETITION TO THE NEBRASKA DEPARTMENT OF NATURAL RESOURCES

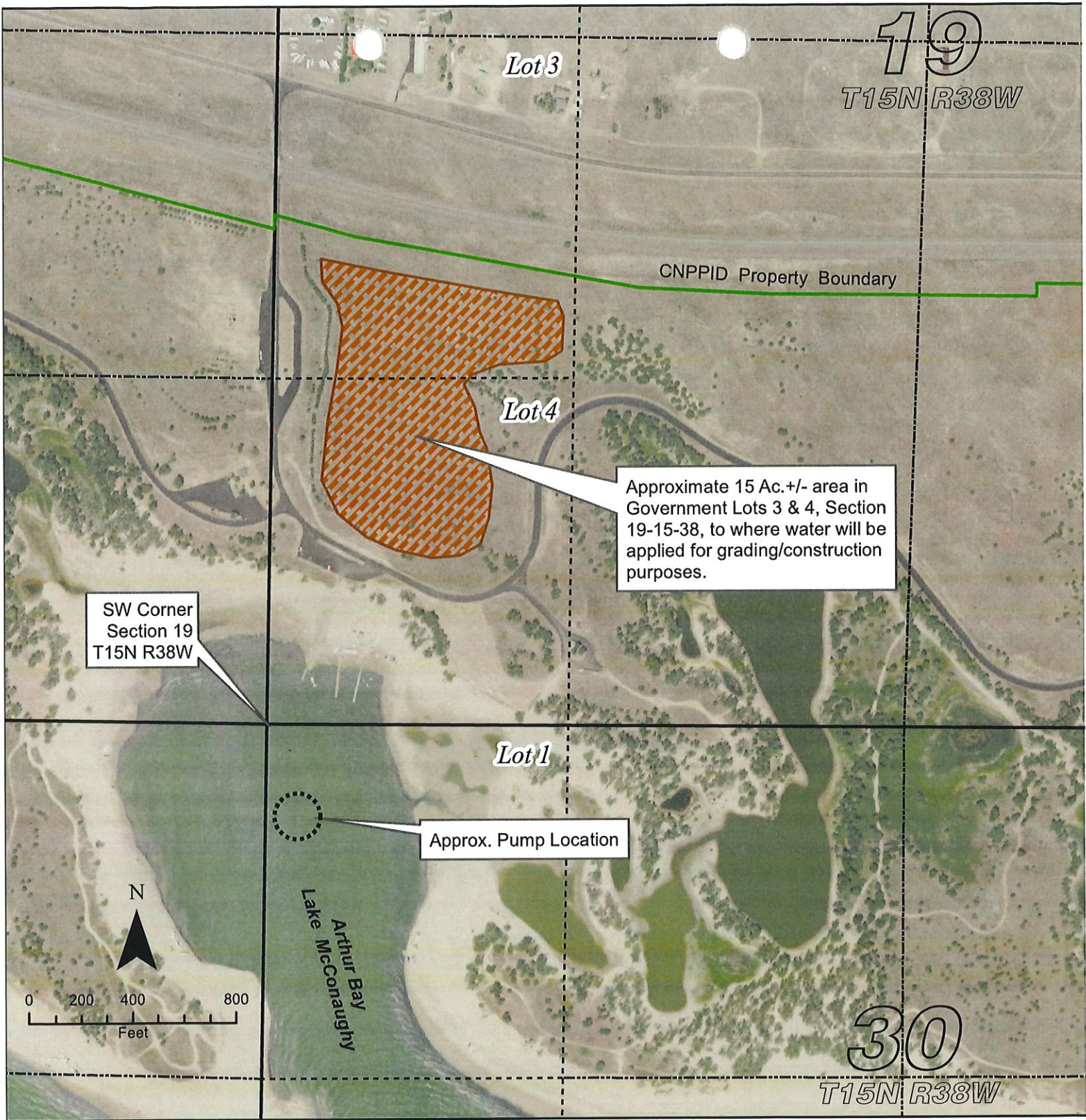
FOR LEAVE TO FILE OR CONSIDER AN APPLICATION FOR A NEW  
SURFACE WATER APPROPRIATION WITHIN A MORATORIUM OR STAY AREA  
UNDER TITLE 457 N.A.C. CHAPTER 23

| Complete items 1 through 5 by printing in ink or typing the appropriate information and by placing an X in the appropriate box. Attach supporting documentation and a \$10 non-refundable filing fee.   |  | For Department Use Only   |
|---|--|---|
| <p>1. Name and address of petitioner:<br/>The Central Nebraska Public Power &amp; Irrigation District<br/>PO Box 740, 415 Lincoln Street<br/>Holdrege, NE 68949-0740</p> <p>E-mail address: _____ Telephone No. (308 ) 995-8601</p>   |  | <p>Modification No.: <u>VAR-9469</u><br/>Date Filed: <u>11/19/2021</u><br/>Time Filed: <u>8:30am</u><br/>SW Appropriation No.: _____<br/>(if applicable)<br/>Right ID No.: <u>13986</u><br/>(if applicable)<br/>Water Division: <u>1-A</u><br/>Receipt No.: <u>161</u><br/>Amount: <u>\$10.00</u></p> |
| <p>2. Check the situation that applies:</p> <p><input type="checkbox"/> Application Already Filed      Application Number: _____</p> <p><input checked="" type="checkbox"/> Application Not Filed (Enclose copy of proposed application)</p>  |  |   |
| <p>3. Description of proposed project:</p> <p><u>Contractor wishes to pump approximately 2 acre-feet from Central's Lake McCoaughy for use compacting soil at the Big Mac Marina.</u></p> <p><u>Water will be pumped from the lake, which will be mixed with dirt for soil compaction. An aerial project map is attached.</u></p>   |  |   |
| <p>4. The Proposed Project — (Check all that apply):</p> <p><input type="checkbox"/> 001.01 — Is a non-consumptive use</p> <p><input type="checkbox"/> 001.02 — Will replace (offset) any consumptive use (Attach Offset Plan)</p> <p><input type="checkbox"/> 001.03 — Is for possible unappropriated water (Attach Analysis)</p> <p><input type="checkbox"/> 001.04 — Existed before the stay or moratorium (Attach Proof)</p> <p><input type="checkbox"/> 001.05 — Addresses a public safety issue (Attach Explanation)</p> <p><input checked="" type="checkbox"/> 001.06 — Is a temporary use for public construction (&lt;10 AF)</p> |  |   |
| <p>5. Other reason why a variance should be granted:</p> <p><u>Water will be used on a public use project.</u></p>  |  |   |
| <p><u>10-Nov-21</u>      <u>[Signature]</u></p> <p>Date      Signature of Applicant (or authorized agent)</p>   |  |   |

Send to the following address (along with \$10 non-refundable filing fee):

State of Nebraska  
Department of Natural Resources  
301 Centennial Mall South / PO Box 94676  
Lincoln, Nebraska 68509-4676  
(402) 471-2363





**CENTRAL**  
Nebraska Public Power  
and Irrigation District

\\trhaerberga\docs\arcgis\mcconaughey\wright\_5 Main.mxd

EXHIBIT SHOWING DISTRIBUTION OF WATER  
FROM LAKE McCONAUGHY TO A LOCATION IN  
SECTION 19, T15N R38W, KEITH CO., NEBRASKA

DRAFTED BY: TMR

SUBMITTED BY: JCB

SCALE: AS SHOWN

DATE: 4 NOV 2021

APPROVED BY

CAS

DRAWING NO.

F#113\_S Main



**STATE OF NEBRASKA**  
**DEPARTMENT OF NATURAL RESOURCES**  
**APPLICATION FOR A PERMIT TO APPROPRIATE WATER**

Complete items 1 through 10 by printing in ink or typing the appropriate information and by placing an X in the appropriate box.

**For Department Use Only**

1. Name and address of owner of land under proposed project. Names must be exactly as described on the deed or document transferring ownership of property. Landowner must sign the application.

The Central Nebraska Public Power and Irrigation District  
PO Box 740, 415 Lincoln Street  
Holdrege, NE 68949-0740

Filed in the office of the Department of

Natural Resources at \_\_\_\_\_ a.m./p.m.

on \_\_\_\_\_

Application No. \_\_\_\_\_

Map No. \_\_\_\_\_

Water Division \_\_\_\_\_

Receipt No. \_\_\_\_\_ Amount \_\_\_\_\_

Right ID \_\_\_\_\_

E-mail address: \_\_\_\_\_ Telephone No. (308) 995-8601

2. Name, address, and telephone number of applicant if different than landowner.

Big Mac Parasailing, Inc. DBA Big Mac Marina  
Scott Main  
219 Shoreline Rd.  
Lemoyne, NE 69146

E-mail address: \_\_\_\_\_ Telephone No. (308) 726-5598

3a. A permit is sought to:

☐ Use natural flow ☒ Use impounded water\*

3b. A permit is sought for the purpose of:

☐ Irrigation ☐ Manufacturing ☐ Domestic  
☐ Other \_\_\_\_\_  
☒ Temporary\*\* Compacting soil at campground

4a. Identify the source of water (name of stream or reservoir).

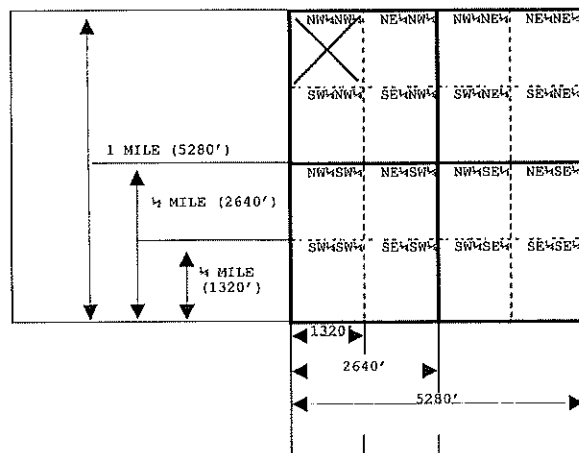
Lake McConaughy, A-2374

4b. If applicable, identify the facility name for transporting water from the source (portable pump, name of canal or pipeline).

Portable pump

5. Identify the location of the ☐ Headgate ☒ Pump

Section 30, Township 15 North, Range 38 E ☐ W ☒ County Keith



The box at left represents one square mile (section). Place an X within each appropriate 40-acre tract to indicate the location(s) of each headgate or pump.

If applicable, indicate the height, in feet, of any diversion or check dams on the line below.

\_\_\_\_\_

\* A separate permit to impound water must be obtained.

\*\* A temporary permit maybe granted for a maximum of one year.

6. If applicable, identify the location of lands by 40-acre subdivisions that will be irrigated.

| LEGAL SUBDIVISIONS                     | Sec. | Twp. | Rge. | No. of Acres | LEGAL SUBDIVISIONS | Sec. | Twp. | Rge. | No. of Acres |
|--|------|------|------|--------------|--------------------|------|------|------|--------------|
|  | 19   | 15   | 38   |              |                    |      |      |      |              |
|  |      |      |      |              |                    |      |      |      |              |
|  |      |      |      |              |                    |      |      |      |              |
|  |      |      |      |              |                    |      |      |      |              |
|  |      |      |      |              |                    |      |      |      |              |
|  |      |      |      |              |                    |      |      |      |              |
| TOTAL NUMBER OF ACRES TO BE IRRIGATED: |      |      |      |              |                    |      |      |      | 0.0          |

☐ Enclosed is an aerial photograph that I have marked to show the approximate location of land to be irrigated as described above.

7. State the approximate quantity of water desired for

- ☐ Gallons per minute  
☐ Cubic feet per second  
☒ Acre-feet (impounded water)

appropriation 2 acre feet

8a. State the estimated time required for completion of all water diversion facilities.

Existing

8b. State the earliest date when water will have been used for beneficial purposes.

As soon as Department may approve the application

9. Will this project be constructed under a federal program, receive federal funding, or have federal planning assistance?

☒ No ☐ Yes If yes, explain: \_\_\_\_\_

10. I certify that am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete and accurate.

10-Nov-21  
Date

[Signature]  
Signature of owner or owner's authorized agent (with proper documentation)

A final project map may accompany this application or must be filed within six months following departmental approval of this application, drawn in accordance with NAC Title 457 – Rules for Surface Water, Chapter 10, (<http://dnr.nebraska.gov/swr/surface-water-rules>). At the request of the applicant, the Department will assist with preparation of the project map.

This form must be completed in full. An incomplete or defective application will be returned with 90 days being allowed for resubmission. Failure to resubmit a corrected application within this period shall cause dismissal of the application and consequent loss of priority and fees.

A non-refundable filing fee, payable to the Department of Natural Resources, computed from the table below must accompany this application. Forward this application and applicable fees to:

State of Nebraska  
 Department of Natural Resources  
 301 Centennial Mall South / P.O. Box 94676  
 Lincoln, Nebraska 68509-4676  
 (402) 471-2363

| Nature of Use   | Cost  | Nature of Use   | Cost |
|---|-------|---|------|
| Domestic.....   | \$10  | Manufacturing   |      |
| Agricultural  |       | General.....  | \$10 |
| Irrigation from Stream                                    |       | Power Generation for each theoretical 50 horsepower ..... | \$5  |
| 0-1,000 acres.....  | \$200 | Other .....   | \$10 |
| Each additional 1,000 acre unit.....                      | \$100 |   |      |
| or portion thereof in excess of the first 1,000 acre unit |       |   |      |
| Irrigation from Storage Reservoir                         |       |   |      |
| 0-1,000 acres.....  | \$50  |   |      |
| or portion thereof in excess of the first 1,000 acre unit |       |   |      |
| Each additional 1,000 acre unit.....                      | \$25  |   |      |
| or portion thereof in excess of the first 1,000 acre unit |       |   |      |