

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION A-19577 AND MAP NUMBER 20170

WATER DIVISION 2-C

BACKGROUND

1. On December 11, 2017, Carl and Patty Williamson filed in the Department of Natural Resources (Department) application A-19577 for a Permit to Appropriate Water.
2. On February 5, 2018, Carl Williamson filed in the Department map number 20170 showing land proposed to be irrigated under application A-19577.
3. On October 23, 2018, Carl Williamson corrected filed map number 20170 showing land proposed to be irrigated under application A-19577.
4. Application A-19577 provides additional water to land approved for irrigation under storage use appropriation A-19087.
5. Construction is complete.

ORDER

IT IS HEREBY ORDERED that application A-19577 and map number 20170 are APPROVED subject to the following limitations and conditions:

1. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-19577 as depicted on map number 20170 which is made a part of this Order.

Township 34 North, Range 14 West of the 6 <sup>th</sup> P.M. in Boyd County		Acres
Section 19:	NW $\frac{1}{4}$ SE $\frac{1}{4}$ Lot 07	4.7
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	27.6
	SE $\frac{1}{4}$ SE $\frac{1}{4}$ Lot 06	16.1
Section 20:	NW $\frac{1}{4}$ SW $\frac{1}{4}$	<u>33.7</u>
	TOTAL	82.1

2. Appropriation A-19577 has a priority date of December 11, 2017, and authorizes the appropriator the use of 15.4 acre-feet annually from Williamson Irrigation Reservoir (storage appropriation A-18555) from a pump site located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 19, Township 34 North, Range 14 West of the 6<sup>th</sup> P.M. in Boyd County, as depicted on map number 20170.

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 15.4 acre-feet per annum.
4. Only the land shown on map number 20170 may be irrigated under appropriation A-19577.
5. Appropriation A-19577 provides additional water to irrigate land under storage use appropriation A-19087 (supplemental storage appropriation A-19086) held by Carl and Patty Williamson.
6. A measuring device, approved by the Department, may be required if so ordered by the Department.
7. If during the course of construction of the irrigation project it is determined that there is a difference in the number and/or location of acres from the approved map, an amended project map may be filed for an equal or lesser number of acres prior to the beneficial use investigation deadline. The Department, at its sole discretion, must determine that the change from the original map remains within the original project concept and does not violate any rules and/or statutes and will not harm another appropriator. The amended map may then be approved by Order of the Department for an equal or lesser number of acres of land or amount of water than originally granted.
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. The appropriation is not considered perfected until water has been beneficially applied for the purpose stated in this approval. The water appropriated under A-19577 must be beneficially used by September 1, 2021.
10. After September 1, 2021, a field investigation will be conducted to determine 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-19577.

- 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-19577.
- 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-19577.

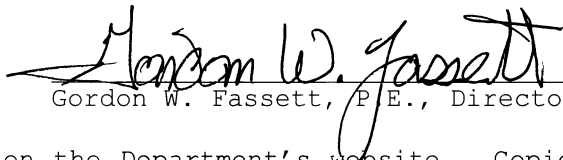
ADDITIONAL INFORMATION

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 Approval 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

January 15, 2019

  
Gordon W. Fassett, P.E., Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 20170 were provided to the Department's field office in Ord, Nebraska. Copies of this Order, map number 20170 and Surface Water Administration brochure were mailed on January 15, 2019, to the following:

Carl and Patty Williamson  
47678 State Highway 12  
Butte, Nebraska 68722