

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-8911, PETITION RLP-8910

AND MAP NUMBER 20512 FOR WATER APPROPRIATION A-1985

WATER DIVISION 1-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-1985 is held by the Meier Revocable Trust.
2. Appropriation A-1985 has a priority date of February 20, 1928, and authorizes the use of water for irrigation of the 12.2 acres of land described below. The water may be diverted from Buffalo Creek at a point of diversion located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 36, Township 09 North, Range 19 West of the 6<sup>th</sup> P.M. in Dawson County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 0.17 cfs.

Township 09 North, Range 19 West of the  
6<sup>th</sup> P.M. in Dawson County                      Acres

Section 36: NE $\frac{1}{4}$ SW $\frac{1}{4}$                                       12.2

3. On March 19, 2020, Mark W. Meier, on behalf of the Meier Revocable Trust, filed application EXT-8911 for a permit for an expedited transfer of the location of use and petition RLP-8910 to add an additional point of diversion for land authorized to be irrigated by appropriation A-1985.
4. On April 27, 2020 Mark W. Meier filed map number 20512 showing the land proposed to be irrigated under appropriation A-1985 through transfer EXT-8911 and the locations of diversion through petition RLP-8910.

ORDER

IT IS HEREBY ORDERED:

1. Application EXT-8911 for a permit for an expedited transfer of the location of use, petition RLP-8910 for a permit to add a location of diversion and map number 20512 for appropriation A-1985 are APPROVED.

2. Appropriation A-1985 through transfer EXT-8911 and petition RLP-8910 authorizes the use of water to irrigate 12.2 acres of land described below and depicted on map number 20512, which is made a part of this Order. The water may be diverted from Buffalo Creek at points of diversion located on the right bank of the stream in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 35, and in the NE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 36, all in Township 09 North, Range 19 West of the 6<sup>th</sup> P.M. in Dawson County, as depicted on map number 20512. Water diverted shall not exceed the ratio of one cfs for every 70 acres irrigated at a maximum combined rate of 0.17 cfs from all points of diversion (76 gallons per minute). The total combined volume may not exceed 3 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 19 West of the 6 <sup>th</sup> P.M. in Dawson County	Acres
Section 35: SE $\frac{1}{4}$ NE $\frac{1}{4}$	4.5
Township 09 North, Range 19 West of the 6 <sup>th</sup> P.M. in Dawson County	Acres
Section 36: NE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>7.7</u>
TOTAL	12.2

3. All terms and conditions of appropriation A-1985 remain in effect unless specifically changed by this Order.
4. 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.

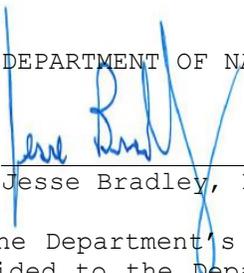
#### ADDITIONAL INFORMATION

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.

DEPARTMENT OF NATURAL RESOURCES

May 15, 2020

  
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Jesse Bradley, Interim Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 20512 were provided to the Department's field office in Bridgeport, Nebraska. Copies of this Order and map number 20512 were mailed on May 15, 2020, to the following:

Mark W. and Amy L. Meier  
Meier Revocable Trust  
44966 Road 755  
Elm Creek, Nebraska 68836