

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION A-19760 AND MAP 20698

WATER DIVISION 2-B

BACKGROUND

1. On April 12, 2021, Brandon Tatge on behalf of Ames Construction and John Sampson filed in the Department of Natural Resources (Department) application A-19760 for a temporary permit to appropriate water for the purpose of public road construction.
2. Temporary permits may not be granted for a term of more than one year.

ORDER

IT IS HEREBY ORDERED that application A-19760 is APPROVED subject to the following limitations and conditions:

1. The source of water is Butch Cassidy LLC Reservoir.
2. The water shall be used for the purpose of public road construction.
3. The priority date is April 12, 2021.
4. The point of diversion is located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 05, Township 08 North, Range 07 East of the 6th P.M. in Lancaster County as depicted on map number 20698 which is made a part of this Order.
5. The rate that water may be diverted shall not exceed 4.9 cubic feet per second (2,200 gallons per minute). The total amount of water diverted shall not exceed 10 acre-feet.
6. A-19760 EXPIRES one year from the date of this Order and will be cancelled without further action by the Department as of that date.
7. 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 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).
 - B. 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 Approval may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

This appropriation is not a guarantee that water will be available. Nebraska law gives priority to senior appropriations. This appropriation may be closed if there is insufficient water to satisfy senior appropriations. If in the future you are not able to divert sufficient amounts of water, and if there are junior appropriations upstream, you may call for water by contacting your local field office.

DEPARTMENT OF NATURAL RESOURCES



April 28, 2021

Thomas E. Riley, P.E., Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 20698 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 20698 and Surface Water Administration brochure were mailed on April 28, 2021, to the following:

Brandon Tatge
2500 County Road 42 West
Burnsville, Minnesota 55306
BrandonTatge@amesco.com

Ames Construction
2500 County Road 42 West
Burnsville, Minnesota 55337

John Sampson
4200 Saltillo Road
Lincoln, NE 68516

Joe Kuehn
Nebraska Department of Transportation
1500 Highway 2
Lincoln, Nebraska 68502
INTEROFFICE