

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-9335 FOR WATER APPROPRIATION A-6556

AND MAP NUMBER 20677

WATER DIVISION 1-D

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-6556 is held by Kenneth and Michelle R. Jurgens.
2. Appropriation A-6556 has a priority date of August 2, 1954, and authorizes the use of water for irrigation of the 40.0 acres of land described below. The water may be diverted from the Big Blue River at a point of diversion located on the left bank of the stream in the SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> of Section 33, Township 04 North, Range 06 East of the 6<sup>th</sup> P.M. in Gage County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 140 acres irrigated at a maximum rate of 0.29 cfs.

<u>Township 04 North, Range 06 East of the 6<sup>th</sup> P.M. in Gage County</u>	<u>Acres</u>
Section 32: NE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	2.0
Section 33: NW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	35.0
NE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	<u>3.0</u>
TOTAL	40.0

3. On March 15, 2021, Kenneth Jurgens filed application EXT-9335 for a permit for an expedited transfer of the location of use and map number 20677 showing the land proposed to be irrigated under appropriation A-6556 through transfer EXT-9335.

ORDER

IT IS HEREBY ORDERED:

1. Application EXT-9335 for a permit for an expedited transfer of the location of use and map number 20677 are APPROVED.

2. Appropriation A-6556 through transfer EXT-9335 authorizes the use of water to irrigate 40.0 acres of land described below and depicted on map number 20677, which is made a part of this Order. The water may be diverted from the Big Blue River at a point of diversion located on the left bank of the stream in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 33, Township 04 North, Range 06 East of the 6<sup>th</sup> P.M. in Gage County, as depicted on map number 20677. Water diverted shall not exceed the ratio of one cfs for every 140 acres irrigated at a maximum rate of 0.29 cfs (130 gallons per minute). The total volume may not exceed three 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.

<u>Township 04 North, Range 06 East of the</u> <u>6<sup>th</sup> P.M. in Gage County</u>	<u>Acres</u>
Section 33: SW $\frac{1}{4}$ NW $\frac{1}{4}$	4.3
SE $\frac{1}{4}$ NW $\frac{1}{4}$	11.7
SW $\frac{1}{4}$ NE $\frac{1}{4}$	1.8
NE $\frac{1}{4}$ SW $\frac{1}{4}$	19.5
NW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>2.7</u>
TOTAL	40.0

3. All terms and conditions of appropriation A-6556 remain in effect unless specifically changed by this Order.
4. A measuring device, approved by the Department, may be required if so ordered by the Department.
5. 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.

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.

DEPARTMENT OF NATURAL RESOURCES



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Thomas E. Riley, P.E., Director

May 5, 2021

A copy of this Order was posted on the Department's website. Copies of this Order and map number 20677 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 20677 were mailed on May 5, 2021, to the following:

Kenneth and Michelle R. Jurgens  
4869 East Chestnut Road  
Pickrell, Nebraska 68422