

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-9345 FOR WATER APPROPRIATION A-9994

AND MAP NUMBER 20725

WATER DIVISION 2-C

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-9994 is held by Vernon and Pamela Hitchcock.
2. Appropriation A-9994 has a priority date of July 18, 1961, and authorizes the use of water for irrigation of the 108.7 acres of land described below. The water may be diverted from Hitchcock Reservoir (storage appropriation A-9952) at a point of diversion located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 33, Township 35 North, Range 17 West of the 6th P.M. in Keya Paha County. Water diverted shall not exceed 50.2 acre-feet of water.

<u>Township 35 North, Range 17 West of the</u>		
<u>6th P.M. in Keya Paha County</u>		<u>Acres</u>
Section 33:	SW $\frac{1}{4}$ NW $\frac{1}{4}$	16.2
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	4.8
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	24.6
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	30.7
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	18.4
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>14.0</u>
	TOTAL	108.7

3. On March 18, 2021, Vernon and Pamela Hitchcock filed application EXT-9345 for a permit for an expedited transfer of the location of use
4. On May 13, 2021, Vernon Hitchcock filed map number 20725 showing the land proposed to be irrigated under appropriation A-9994 through transfer EXT-9345.

ORDER

IT IS HEREBY ORDERED:

1. Application EXT-9345 for a permit for an expedited transfer of the location of use and map number 20725 are APPROVED.

2. Appropriation A-9994 through transfer EXT-9345 authorizes the use of water to irrigate 108.7 acres of land described below and depicted on map number 20725, which is made a part of this Order. The water may be diverted from Hitchcock Reservoir (storage appropriation A-9952) at a point of diversion located in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 33, Township 35 North, Range 17 West of the 6th P.M. in Keya Paha County, as depicted on map number 20725. Water diverted shall not exceed 50.2 acre-feet of water nor to exceed the least amount of water necessary for the production of crops in the exercise of good husbandry.

<u>Township 35 North, Range 17 West of the</u>	<u>6th P.M. in Keya Paha County</u>	<u>Acres</u>
Section 28: SW $\frac{1}{4}$ SW $\frac{1}{4}$		2.7
Section 33: NW $\frac{1}{4}$ NW $\frac{1}{4}$		36.0
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	6.4
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	10.8
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	11.7
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	8.8
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	31.7
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>0.6</u>
	TOTAL	108.7

3. All terms and conditions of appropriation A-9994 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



May 25, 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 20725 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 20725 were mailed on May 25, 2021, to the following:

Vernon and Pamela Hitchcock
45828 Spotted tail Road
Newport, Nebraska 68759