

Order

IT IS HEREBY ORDERED:

1. The Order dated April 27, 2010, for Appropriation A-17087R, through EXT-1889, is hereby CORRECTED Nunc Pro Tunc.
2. Appropriation A-17087R, through EXT-1889, now permits Foley Family Limited Partnership to divert water from the Missouri River to irrigate the 99.0 acres of land described below. The points of diversion are located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Township 33 North, Range 1 West of the 6th P.M. and the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 5, Township 33 North, Range 1 East of the 6th P.M., all in Cedar County. The rate that water may be diverted shall not exceed one cfs for every 70 acres irrigated at a maximum combined rate of 1.41 cfs (633 gallons per minute) from all points of diversion.

Township 33 North, Range 1 West of the
6th P.M. in Cedar County Acres

Section 1:	SW $\frac{1}{4}$ NE $\frac{1}{4}$	6.0
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	13.4
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	4.4
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	14.7

Township 33 North, Range 1 East of the
6th P.M. in Cedar County Acres

Section 5:	SE $\frac{1}{4}$ NW $\frac{1}{4}$	0.8
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	6.6
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	8.7
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	32.5
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	11.5
Section 6:	NW $\frac{1}{4}$ SW $\frac{1}{4}$	<u>0.4</u>
	TOTAL	99.0

3. All terms and conditions of appropriation A-17087 and A-17087R, through EXT-1889, remain in effect unless specifically changed by this Order.

DEPARTMENT OF NATURAL RESOURCES

September 1, 2010


Brian P. Dunnigan, P.E., Director

A copy of this Order was posted on the Department's website. A copy of this Order was provided to the Department's field office in Norfolk, Nebraska. A copy of this Order was mailed on September 1, 2010, to the following:

Don Foley
Foley Family Limited Partnership
PO Box 7
Tyndall, South Dakota 57066