

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 17323 FOR WATER APPROPRIATION A-18617

WATER DIVISION 2-F

Background

On November 18, 2008, Tom J. Moser, Manager of the Lewis and Clark Natural Resources District, on behalf of landowner Bill Schaefer, filed application A-18617 in the Department of Natural Resources (Department) for a permit to appropriate water and map number 17323 showing land proposed to be irrigated under this application.

Order

IT IS HEREBY ORDERED:

1. Map number 17323 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18617 as depicted on map number 17323 which is made a part of this Order.

Township 33 North, Range 1 West of the	
<u>6th P.M. in Cedar County</u>	
	<u>Acres</u>
Section 36: NW $\frac{1}{4}$ SW $\frac{1}{4}$	20.8
NE $\frac{1}{4}$ SW $\frac{1}{4}$	15.3
SW $\frac{1}{4}$ SW $\frac{1}{4}$	39.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>32.4</u>
TOTAL	107.5

3. Appropriation A-18617 is held by Lewis and Clark Natural Resources District, on behalf of landowner Bill Schaefer, and authorizes the use of water for irrigation of the 107.5 acres of land described above. The water may be diverted from Antelope Creek Lake, storage appropriation A-16462, at a point of diversion in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 36, Township 33 North, Range 1 West of the 6th P.M. in Cedar County. The amount of water that may be diverted shall not exceed 67 acre-feet per year.

4. The appropriator is bound by all terms and conditions of the approval of application A-18617.

DEPARTMENT OF NATURAL RESOURCES

February 4, 2009

/s/
Brian P. Dunnigan, P.E., Director

The applicant and any person with sufficient legal interest who has been or may be substantially affected by this order may request a contested case hearing in accordance with the Nebraska Administrative Procedures Act (Sections 84-901 et. seq. RSS) and the Department's Rules of Practice and Procedure (454 N.A.C. Chapter 007). The request must be received by the Department at its Lincoln office (301 Centennial Mall South, 4th Floor State Office Building, Lincoln, NE 68509-4676) within 30 days of the date of the order and be accompanied by a filing fee of \$10.

A copy of this Order was posted on the Department's website. Copies of this Order and map number 17323 were provided to the Department's field office in Norfolk, Nebraska. Copies of this Order, map number 17323, and Surface Water Administration brochure were mailed on February _____, 2009, to the following:

Tom J. Moser, Manager
Lewis and Clark
Natural Resources District
PO Box 518
Hartington NE 68739

Bill Schaefer
55743 894 Road
Fordyce NE 68736