

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPROPRIATION CWG-4680 FOR A PERMIT

TO CONDUCT WATER IN STREAM CHANNELS AND MAP 18533

WATER DIVISION 1-D

BACKGROUND

1. On May 10, 2013, Tracy L. Weichel Karl filed in the Department application CWG-4680 for a permit to conduct groundwater in a stream channel and map number 18533 showing land proposed to be irrigated under application CWG-4680.
2. This permit approves the act of conducting groundwater. The Lower Big Blue Natural Resources District was consulted and had no objections.

ORDER

IT IS HEREBY ORDERED:

1. Application CWG-4680 for a permit to conduct groundwater and map number 18533 are APPROVED.
2. The source of water to be conducted is from groundwater well G-166997 located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, Township 5 North, Range 3 East of the 6th P.M. in Saline County.
3. The groundwater will be released into Swan Creek in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 23, Township 5 North, Range 3 East of the 6th P.M. in Saline County at a rate of 900 gallons per minute and will be withdrawn from Swan Creek at no more than a rate of 855 gallons per minute. The water will be withdrawn from a pump site located on the left bank of the stream in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, Township 5 North, Range 3 East of the 6th P.M. in Saline County.
4. If the instantaneous rate of water conducted into the stream from the well is less than the rate described above, then the instantaneous amount of water withdrawn from the stream shall be no more than 95 percent of the total water conducted into the stream.
5. The Department will make every effort to administer the stream so that the water conducted, less the appropriate conveyance losses through the system, may reach the withdrawal point. However, this is not a guarantee; the permit holder assumes the risk involved in this activity.

6. The following land is to be irrigated under conduct water permit CWG-4680 as depicted on map number 18533 which is made a part of this Order.

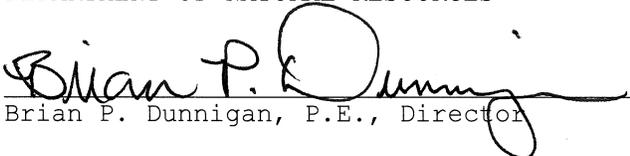
Township 5 North, Range 3 East of the
6th P.M. in Saline County Acres

Section 23: NW $\frac{1}{4}$ NE $\frac{1}{4}$	29.2
NE $\frac{1}{4}$ NE $\frac{1}{4}$	39.6
SW $\frac{1}{4}$ NE $\frac{1}{4}$	1.6
SE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>20.9</u>
TOTAL	91.3

7. A measuring device, approved by the Department, is **required** to be installed to meter the amount of water entering Swan Creek for the purpose of irrigation and related to conducting water under conduct water permit CWG-4680.
8. A measuring device, approved by the Department, is **required** to be installed to meter the amount of water withdrawn from Swan Creek for the purpose of irrigation and related to conducting water under conduct water permit CWG-4680.
9. Additional measuring, instrumentation or reporting requirements may be required as needed for the Department to efficiently administer water use in Water Division 1-D.
10. The permit holder is liable for any damages resulting from the activity authorized under this permit.
11. Pursuant to *Neb. Rev. Stat.* § 46-252, the permit holder shall not be exempt from obtaining any other permits required by law.

DEPARTMENT OF NATURAL RESOURCES

June 13, 2013


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 *Neb. Admin. Procedures Act* §§ 84-901 et. seq. RRS and the Department's *Rules of Practice and Procedure Title 454 Admin. Code Chapter 7*. The request must be received by the Department at its Lincoln office (Nebraska State Office Building, 4th Floor, 301 Centennial Mall South, P.O. Box 94676, Lincoln, Nebraska 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 18533 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 18533 were mailed on June 13, 2013, to the following:

Tracy L. Weichel Karl
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DeWitt, Nebraska 68341

David Clabaugh, Manager
Lower Big Blue Natural Resources District
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Beatrice, Nebraska 68310-0826