

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP NUMBER 18762 FOR WATER APPROPRIATION A-19122

WATER DIVISION 1-F

BACKGROUND

1. On July 31, 2013, Wayne Haveman, on behalf of Haveman Farms, Inc., filed in the Department of Natural Resources (Department) application A-19122 for a Permit to Appropriate Water.
2. On June 15, 2016, Dale Haveman, on behalf of Haveman Farms, Inc., filed in the Department map number 18762 showing land proposed to be irrigated under application A-19122.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18762 is APPROVED.
2. The following land is authorized to be irrigated under surface water appropriation A-19122 as depicted on map number 18762 which is made a part of this Order.

Township 10 North, Range 12 East of the	
6 <sup>th</sup> P.M. in Cass County	Acres
Section 35: NE $\frac{1}{4}$ NE $\frac{1}{4}$	4.9
SE $\frac{1}{4}$ NE $\frac{1}{4}$	35.8
NE $\frac{1}{4}$ SE $\frac{1}{4}$	38.4
SE $\frac{1}{4}$ SE $\frac{1}{4}$	12.2
Section 36: NW $\frac{1}{4}$ NW $\frac{1}{4}$	16.5
NE $\frac{1}{4}$ NW $\frac{1}{4}$	4.8
SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.1
SE $\frac{1}{4}$ NW $\frac{1}{4}$	35.5
NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.1
NE $\frac{1}{4}$ SW $\frac{1}{4}$	38.6
SW $\frac{1}{4}$ SW $\frac{1}{4}$	25.7
SE $\frac{1}{4}$ SW $\frac{1}{4}$	11.9
TOTAL	304.5

3. Appropriation A-19122 has a priority date of July 31, 2013, and authorizes the appropriator the use of water for irrigation of the 304.5 acres of land described above. The water may be diverted from the South Branch of Weeping Water Creek at a point of diversion located on the left bank of the stream in the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 36, Township 10 North, Range 12 East of the 6<sup>th</sup> P.M. in Cass County, as depicted on map number 18762. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 4.35 cfs (1,952 gallons per minute).
4. All terms and conditions of the approval of appropriation A-19122 remain in effect unless specifically changed by this Order.

ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to surface water appropriations and any orders issued by the Director of the Department of Natural Resources may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

DEPARTMENT OF NATURAL RESOURCES

July 7, 2016

  
Gordon W. Fassett, 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, 4<sup>th</sup> 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 18762 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 18762, and Surface Water Administration brochure were mailed on July 7, 2016, to the following:

Wayne Haveman  
Haveman Farms, Inc.  
71801 647 Avenue  
Shubert, Nebraska 68437

Dale Haveman  
Haveman Farms, Inc.  
202 South 102<sup>nd</sup> Street  
Avoca, Nebraska 68307