

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 17780 FOR WATER APPROPRIATION A-18743

WATER DIVISION 1D

BACKGROUND

1. On January 26, 2011, Tracy L. Weichel Karl filed in the Department of Natural Resources (Department) application A-18743 for a Permit to Appropriate Water.
2. On February 14, 2011, Tracy L. Weichel Karl filed map number 17780 showing land proposed to be irrigated under application A-18743.

ORDER

IT IS HEREBY ORDERED:

1. Map number 17780 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18743 as depicted on map number 17780 which is made a part of this Order.

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

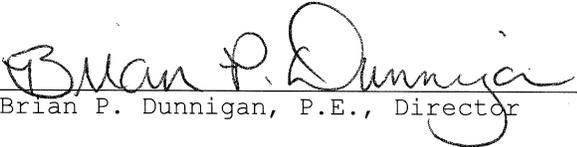
Section 23: NW $\frac{1}{4}$ NE $\frac{1}{4}$	29.2
NE $\frac{1}{4}$ NE $\frac{1}{4}$	39.6
SW $\frac{1}{4}$ NE $\frac{1}{4}$	1.6
SE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>20.9</u>
TOTAL	91.3

3. Appropriation A-18743 authorizes the appropriator the use of water for irrigation of the 91.3 acres of land described above. The water may be diverted from Swan Creek at a point of diversion in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 23, Township 5 North, Range 3 East of the 6<sup>th</sup> P.M. in Saline County, at a maximum rate of 1.3 cubic feet per second (cfs) (583 gallons per minute).
4. The rate that water may be diverted shall not exceed one cfs for every 70 acres irrigated nor the least amount of water necessary for the production of crops in the exercise of good husbandry. Therefore, in any year when less than the maximum permitted acres are being irrigated, the quantity of water diverted at any time may be restricted to 1/70 cfs for each permitted acre being irrigated that year. This appropriation of water under any circumstance shall be limited annually to three acre-feet per acre of land on which water is actually and beneficially applied.

5. The appropriator is bound by all terms and conditions of the approval of application A-18743.

DEPARTMENT OF NATURAL RESOURCES

April 25, 2011

  
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 454 Neb. Admin. Code* Chapter 7. The request must be received by the Department at its Lincoln office (4<sup>th</sup> Floor Nebraska State Office Building, 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 17780 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 17780, and Surface Water Administration brochure were mailed on April 25, 2011, to the following:

Bradley J. Karl and Tracy L. Weichel Karl  
304 Fern Street  
Dewitt, Nebraska 68341