

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES
APPROVAL OF APPLICATION A-18973

WATER DIVISION 1-D

BACKGROUND

On October 16, 2012, Clint Van Winkle, tenant, and Blaine and Jessi Colgrove, landowners, filed in the Department of Natural Resources (Department) application A-18973 for a temporary Permit to Appropriate Water.

ORDER

IT IS HEREBY ORDERED that application A-18973 is APPROVED subject to the following limitations and conditions:

1. The source of water is Big Indian Creek.
2. The water shall be used for the purpose of livestock water.
3. The priority date is October 16, 2012.
4. Water may be pumped from a point of diversion located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 9, Township 1 North, Range 6 East of the 6th P.M. in Gage County, to put into a watering tank.
5. The rate that water may be diverted under appropriation A-18943 shall not exceed 0.33 cubic feet per second (approximately 150 gallons per minute). Total annual volume of water diverted may not exceed 0.09 acre-feet.
6. This appropriation EXPIRES one year from the date of this Order and appropriation A-18973 will be CANCELLED without further action by the Department as of that date.
7. This appropriation is subject to the provisions of the Blue River Compact and could be closed if Compact flows are not being met.

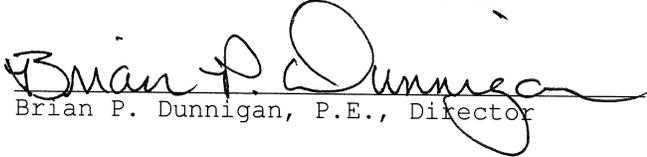
ADDITIONAL INFORMATION

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

This appropriation is not a guarantee that water will be available. Nebraska law gives priority to senior appropriations. This appropriation may be closed if there is insufficient water to satisfy senior appropriations.

DEPARTMENT OF NATURAL RESOURCES

October 19, 2012


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 approval was posted on the Department's website and provided to the Department's field office in Lincoln, Nebraska. A copy of this approval was mailed on October 19, 2012, to the following:

Clint Van Winkle
72235 582nd Avenue
Beatrice NE 68310

Blaine and Jessi Colgrove
44989 State Highway 112
Odell NE 68415