

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18811 FOR WATER APPROPRIATION A-19168

WATER DIVISION 1-F

BACKGROUND

1. On December 30, 2013, Catherine Hawley filed in the Department of Natural Resources (Department) application A-19168 for a Permit to Appropriate Water.
2. On February 20, 2014, Catherine Hawley filed in the Department map number 18811 showing land proposed to be irrigated under application A-19168.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18811 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-19168 as depicted on map number 18811 which is made a part of this Order.

<u>Township 6 North, Range 13 East of the</u> <u>6<sup>th</sup> P.M. in Nemaha County</u>	<u>Acres</u>
Section 27: NE $\frac{1}{4}$ SW $\frac{1}{4}$	30.8
SE $\frac{1}{4}$ SW $\frac{1}{4}$	34.2
NW $\frac{1}{4}$ SE $\frac{1}{4}$	35.8
SW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>39.0</u>
TOTAL	139.8

3. Appropriation A-19168 has a priority date of December 30, 2013, and authorizes the appropriator the use of water for irrigation of the 139.8 acres of land described above. The water may be diverted from a tributary to Gauchat Creek at points of diversion located on both banks of the stream in the E $\frac{1}{2}$ SW $\frac{1}{4}$  and NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 27, Township 6 North, Range 13 East of the 6<sup>th</sup> P.M. in Nemaha County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum combined rate of 2.0 cfs from all points of diversion (898 gallons per minute).

4. Water diverted shall not exceed the ratio of 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 3 acre-feet per acre of land on which water is actually and beneficially applied; not to exceed the least amount of water necessary for the production of crops in the exercise of good husbandry.

DEPARTMENT OF NATURAL RESOURCES

April 15, 2014

  
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, 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 18811 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 18811, and Surface Water Administration brochure were mailed on April 15, 2014, to the following:

Catherine Hawley  
63325 733<sup>rd</sup> Road  
Brock, Nebraska 68320

John Hawley  
Hawley Farms, Inc.  
73016 638 Avenue  
Auburn, Nebraska 68305