STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18566 FOR WATER APPROPRIATION A-19093

WATER DIVISION 1-D

BACKGROUND

1. On June 11, 2013, Donald C. Schuller and Carol J. Grummert filed in the Department of Natural Resources (Department) application A-19093 for a Permit to Appropriate Water.

2. On August 1, 2013, Donald C. Schuller filed map number 18566 showing land proposed to be irrigated under application A-19093.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18566 is APPROVED.

2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-19093 as depicted on map number 18566 which is made a part of this Order.

Township 2 North, Range 7 East of the 6th P.M. in Gage County		Acres
Section 35:	SW¼NE¼	15.3
	NW¼SW¼	10.6
	NE¼SW¼	10.4
	SE¼SW¼	1.7
	NW¼SE¼	1.4
	SW¼SE¼	0.7
	SE¼SE¼	10.1

Township 1 North, Range 7 East of the 6th P.M. in Gage County		Acres
Section 2:	NW¼NE¼	0.3
	NE¼NE¼	14.4
	TOTAL	64.9

3. Appropriation A-19093 has a priority date of June 11, 2013, and authorizes the appropriator the use of water for irrigation of the 64.9 acres of land described above. The water may be diverted from the Big Blue River at a point of diversion located on the left bank of the stream in the SW¼SE¼ of Section 35, Township 2 North, Range 7 East of the 6th P.M. in Gage County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 0.93 cfs (417 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.

5. The appropriator is bound by all terms and conditions of the approval of application A-19093.

DEPARTMENT OF NATURAL RESOURCES

January 10, 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, 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 18566 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 18566, and Surface Water Administration brochure were mailed on January 10, 2014, to the following:

Donald C. Schuller and Carol J. Grummert
9415 East Sage Road
Wymore, Nebraska 68466