

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION CWG-5269 AND MAP 19210

FOR A PERMIT TO CONDUCT GROUNDWATER

WATER DIVISION 1-F

BACKGROUND

1. On December 31, 2014, Stephen A. and Geri E. Kean filed in the Department of Natural Resources (Department) application CWG-5269 for a permit to conduct water into Kean Pond 1 and remove the same water.
2. On April 17, 2015, Stephen A. and Geri E. Kean filed in the Department map number 19210 showing the project proposed under application CWG-5269.
3. This application requests the act of conducting groundwater. The Nemaha Natural Resources District was consulted and had no objections.

ORDER

IT IS HEREBY ORDERED that application CWG-5269 and map 19210 are APPROVED subject to the following limitations and conditions:

1. The source of water to be conducted is from groundwater well G-174797 located in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, Township 2 North, Range 14 East of the 6th P.M. in Richardson County.
2. The groundwater will be pumped via pipeline from the well's location in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, Township 2 North, Range 14 East of the 6th P.M. in Richardson County where it will be released at a rate of 30 gallons per minute (gpm) into Kean Pond 1 (storage appropriation A-19307). Groundwater may be withdrawn from a pumpsite located on the right bank of Kean Pond 1 in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said legal description at a rate of no more than 30 gpm.
3. Withdrawal from Kean Pond 1 under CWG-5269 will end when groundwater ceases to be pumped into the pipeline.
4. Map number 19210 depicts the location of the groundwater well; location of where water is conducted into Kean Pond 1; location of diversion out of Kean Pond 1; and the location of the use of water.

5. The following is a description of the land proposed to be irrigated with water conducted under CWG-5269 as depicted on map number 19210 and is made a part of this Order:

<u>Township 14 North, Range 2 East of the</u>	
<u>6th P.M. in Richardson County</u>	
	<u>Acres</u>
Section 14: NW $\frac{1}{4}$ NE $\frac{1}{4}$	36.2
NE $\frac{1}{4}$ NE $\frac{1}{4}$	27.6
SW $\frac{1}{4}$ NE $\frac{1}{4}$	36.6
SE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>24.6</u>
TOTAL	125.0

6. A measuring device, approved by the Department, is **required** to be installed to meter the amount of water entering Kean Pond 1 for the purpose of irrigation and related to conducting water under conduct water permit CWG-5269.
7. A measuring device, approved by the Department, is **required** to be installed to meter the amount of water withdrawn from Kean Pond 1 for the purpose of irrigation and related to conducting water under conduct water permit CWG-5269.
8. Additional measuring, instrumentation or reporting requirements may be required as needed for the Department to efficiently administer water use in Water Division 1-F.
9. The permit holder is liable for any damages resulting from the activity authorized under this permit.
10. This permit approves the act of conducting water. Use of groundwater being conducted is authorized by the Nemaha Natural Resources District.
11. This permit may be cancelled if the permit holder fails to conduct water for more than five consecutive years.
12. Pursuant to *Neb. Rev. Stat.* § 46-252, the permit holder shall not be exempt from obtaining any other permits required by law.

DEPARTMENT OF NATURAL RESOURCES

May 28, 2015



 James C. Schneider, Ph.D.
 Acting 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 19210 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 19210 were mailed on May 28, 2015, to the following:

Stephen A. & Geri E. Kean
64092 712 Road
Dawson, Nebraska 68337