

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 17433 FOR WATER APPROPRIATION A-18665

WATER DIVISION 2-F

Background

1. On May 26, 2009, Daryl L. Sudbeck filed application A-18665 in the Department of Natural Resources (Department) for a Permit to Appropriate Water.
2. On June 12, 2009, Daryl L. Sudbeck filed map number 17433 showing land proposed to be irrigated under application A-18665.

Order

IT IS HEREBY ORDERED:

1. Map number 17433 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18665 as depicted on map number 17433 which is made a part of this Order.

<u>Township 32 North, Range 2 East of the 6<sup>th</sup> P.M. in Cedar County</u>	<u>Acres</u>
Section 29: SE $\frac{1}{4}$ SW $\frac{1}{4}$	17.4
NW $\frac{1}{4}$ SE $\frac{1}{4}$	23.8
NE $\frac{1}{4}$ SE $\frac{1}{4}$	28.0
SW $\frac{1}{4}$ SE $\frac{1}{4}$	34.0
SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>31.5</u>
TOTAL	134.7

3. Appropriation A-18665 is held by Daryl L. Sudbeck and authorizes the use of water for irrigation of the 134.7 acres of land described above. The water may be diverted from West Bow Creek at a point of diversion in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 29, Township 32 North, Range 2 East of the 6<sup>th</sup> P.M. in Cedar County at a maximum rate of 1.92 cubic foot per second (cfs) (862 gallons per minute). The rate that water may be diverted shall not exceed one cfs for every 70 acres irrigated and an annual volume not to exceed 3 acre-feet per acre irrigated.
4. The appropriator is bound by all terms and conditions of the approval of application A-18665.

DEPARTMENT OF NATURAL RESOURCES

July 14 , 2009

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/s/  
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 Nebraska Administrative Procedures Act (Sections 84-901 et. seq. RSS) and the Department's Rules of Practice and Procedure (454 N.A.C. Chapter 007). The request must be received by the Department at its Lincoln office (301 Centennial Mall South, 4<sup>th</sup> Floor State Office Building, Lincoln, NE 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 17433 were provided to the Department's field office in Norfolk, Nebraska. Copies of this Order, map number 17433, and Surface Water Administration brochure were mailed on July \_\_\_\_\_, 2009, to the following:

Daryl L. Sudbeck  
88918 565 Avenue  
Hartington Nebraska 68739