

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-4719
AND PETITION RLP-4720 AND MAP 18528 TO CHANGE THE LOCATION OF
DIVERSION FOR WATER APPROPRIATION A-15535A

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-15535A is held by Ronald D. and Karen N. Scott.
2. Appropriation A-15535A has a priority date of August 1, 1979, and authorizes the use of water for irrigation of the 32.0 acres of land described below. The water may be diverted from the Cedar River at a point of diversion located in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 1, Township 17 North, Range 7 West of the 6th P.M. in Nance 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 0.46 cfs.

Township 17 North, Range 7 West of the 6 th P.M. in Nance County		Acres
Section 1:	NE $\frac{1}{4}$ NW $\frac{1}{4}$	13.0
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	<u>19.0</u>
	TOTAL	32.0

3. On May 29, 2013, Ronald D. Scott filed in the Department application EXT-4719 for a permit for an expedited transfer of the location of use for land authorized to be irrigated by appropriation A-15535A, Petition RLP-4720 for a permit to change the location of diversion and map number 18528 showing the proposed locations of diversion and land proposed to be irrigated under appropriation A-15535A through transfer EXT-4719.

ORDER

IT IS HEREBY ORDERED:

1. Application EXT-4719 for a permit for an expedited transfer of the location of use, petition RLP-4720 for a permit to change the location of diversion and map number 18528 are APPROVED.
2. Appropriation A-15535A through petition RLP-4720 is now A-15535AR.

3. Appropriation A-15535AR through transfer EXT-4719 authorizes the use of water to irrigate 32.0 acres of land described below and depicted on map number 18528, which is made a part of this Order. The water may be diverted from the Cedar River at points of diversion located on the left bank of the stream in the NW¹/₄NW¹/₄ and NE¹/₄SW¹/₄ of Section 1, Township 17 North, Range 7 West of the 6th P.M. in Nance County. Water diverted shall not exceed the ratio of one cfs for every 70 acres irrigated at a maximum combined rate of 0.46 cfs from both points of diversion (206 gallons per minute). The total combined volume may not exceed 3 acre-feet per irrigated acre per year.

Township 17 North, Range 7 West of the		
<u>6th P.M. in Nance County</u>		<u>Acres</u>
Section 1:	NE ¹ / ₄ NW ¹ / ₄	8.8
	SE ¹ / ₄ SW ¹ / ₄	<u>23.2</u>
	TOTAL	32.0

4. All terms and conditions of appropriation A-15535A remain in effect unless specifically changed by this Order.
5. The appropriator must comply with all relevant statutes. This includes, but is not limited to, the following:
- A. Notify the Department of any change in ownership or address.
 - B. Notify the Department of the name and address of the person responsible for the use of the water appropriation (this may include farm managers, tenants, or relatives that actually apply the water to the approved use).
 - C. Obtain approval from the Department prior to taking any action that changes the location of the point of diversion, the location of the place of use, the type of use, or the type of appropriation.

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 cause cancellation of part or all of this appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

Nebraska law provides that failure to use an appropriation for more than five consecutive years may result in cancellation of the appropriation.

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

September 3, 2013


Brian P. Dunnigan, P.E., Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 18528 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 18528 were mailed on September 3, 2013, to the following:

Ronald D. and Karen N. Scott
20579 North 465th Street
Belgrade, Nebraska 68623

Marlin Scott
20898 North 465th Street
Belgrade, Nebraska 68623