

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18388 FOR WATER APPROPRIATION A-18995

WATER DIVISION 2-C

BACKGROUND

1. On December 13, 2012, Rayder Swanson filed in the Department of Natural Resources (Department) application A-18995 for a Permit to Appropriate Water.
2. On January 7, 2013 filed in the Department map number 18388 showing land proposed to be irrigated under application A-18995.

ORDER

IT IS HEREBY ORDERED:

1. Map number 18388 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-18995 as depicted on map number 18388 which is made a part of this Order.

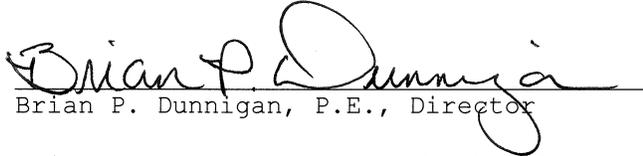
Township 32 North, Range 7 West of the 6 th P.M. in Knox County	Acres
Section 25: SW $\frac{1}{4}$ SE $\frac{1}{4}$	14.8
SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>29.9</u>
TOTAL	44.7

3. Appropriation A-18995 has a priority date of December 13, 2012, and authorizes the appropriator the use of water for irrigation of the 44.7 acres of land described above. A common delivery system from the Niobrara River will be used to serve appropriations A-17373 and A-18995 located on in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, Township 32 North, Range 6 West of the 6th P.M. in Knox 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 0.64 cfs (287 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-18995.

DEPARTMENT OF NATURAL RESOURCES

October 18, 2013


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 18388 were provided to the Department's field office in Ord, Nebraska. Copies of this Order, map number 18388, and Surface Water Administration brochure were mailed on October 18, 2013, to the following:

Rader and Katherine K. Swanson
150 Buckeye Road
Niobrara, Nebraska 68760