

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION CWG-3554

FOR A PERMIT TO CONDUCT GROUNDWATER AND MAP NUMBER 18443

WATER DIVISION 2-B

BACKGROUND

1. On February 21, 2013, Milt Hilgenkamp filed in the Department of Natural Resources (Department) application CWG-3554 for a permit to conduct groundwater into a stream and remove a portion of the same water downstream.
2. The Papio-Missouri River Natural Resources District (PMRNRD) was consulted and they found the use of the groundwater to be in compliance with the District's groundwater management rules.
3. On March 20, 2013, Milt Hilgenkamp filed map number 18443 showing land proposed to be irrigated with water conducted under CWG-3554.

ORDER

IT IS HEREBY ORDERED:

1. Application CWG-3554 is APPROVED.
2. The source of water to be conducted is from groundwater well G-060170 located in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 24, Township 18 North, Range 9 East of the 6<sup>th</sup> P.M. in Washington County.
3. The groundwater will be released into Little Bell Creek in the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 24, Township 18 North, Range 9 East of the 6<sup>th</sup> P.M. in Washington County at a rate of 1,000 gallons per minute and will be withdrawn from Little Bell Creek at no more than a rate of 950 gallons per minute. The water will be withdrawn from a pump site located on the left bank of the stream in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 25, Township 18 North, Range 9 East of the 6<sup>th</sup> P.M. in Washington County.
4. If the instantaneous rate of water conducted into the stream from the well is less than the rate described above, then the instantaneous amount of water withdrawn from the stream shall be no more than 95 percent of the total conducted into the stream.
5. The Department will make efforts to administer the stream so that the water conducted, less the appropriate conveyance losses through the system, may reach the withdrawal point. However, this is not a guarantee; the permit holder assumes the risk involved in this activity.

6. The Department retains the right to make adjustments to the amount of loss in transit.
7. The following land is proposed to be irrigated under conduct water permit CWG-3554 as depicted on map number 18443 which is made a part of this Order.

Township 18 North, Range 9 East of the  
6<sup>th</sup> P.M. in Washington County      Acres

Section 25: NE $\frac{1}{4}$ NE $\frac{1}{4}$	21.9
SE $\frac{1}{4}$ NE $\frac{1}{4}$	13.1

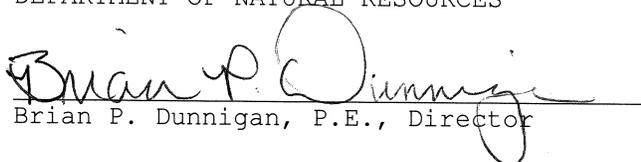
Township 18 North, Range 10 East of the  
6<sup>th</sup> P.M. in Washington County      Acres

Section 30: NW $\frac{1}{4}$ NW $\frac{1}{4}$	33.6
NE $\frac{1}{4}$ NW $\frac{1}{4}$	34.7
SW $\frac{1}{4}$ NW $\frac{1}{4}$	30.9
SE $\frac{1}{4}$ NW $\frac{1}{4}$	32.3
NW $\frac{1}{4}$ NE $\frac{1}{4}$	0.7
SW $\frac{1}{4}$ NE $\frac{1}{4}$	<u>0.5</u>
TOTAL	167.7

8. A measuring device, approved by the Department, is **required** to be installed to meter the amount of water entering Little Bell Creek for the purpose of irrigation and related to conducting water under conduct water permit CWG-3554.
9. A measuring device, approved by the Department, is **required** to be installed to meter the amount of water withdrawn from Little Bell Creek for the purpose of irrigation and related to conducting water under conduct water permit CWG-3554.
10. Additional measuring, instrumentation or reporting requirements may be required as needed for the Department to efficiently administer water use in Water Division 2-B.
11. The permit holder is liable for any damages resulting from the activity authorized under this permit.
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 3, 2013

  
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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, 4<sup>th</sup> 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 18443 were provided to the Department's field office in Norfolk, Nebraska. Copies of this Order, map number 18443, and Surface Water Administration brochure were mailed on May 3, 2013, to the following:

Milt Hilgenkamp  
8826 County Road 13  
Arlington, Nebraska 68002

Papio-Missouri River Natural Resources District  
8901 South 154<sup>th</sup> Street  
Omaha, Nebraska 68138-3621