

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF MAP 18810 FOR WATER APPROPRIATION A-19167

WATER DIVISION 1-F

BACKGROUND

1. On December 30, 2013, John Hawley, on behalf of Hawley Farms, Inc., filed in the Department of Natural Resources (Department) application A-19167 for a Permit to Appropriate Water.
2. On February 20, 2014, John Hawley, on behalf of Hawley Farms, Inc., filed in the Department map number 18810 showing land proposed to be irrigated under application A-19167.

ORDER

IT IS HEREBY ORDERED:

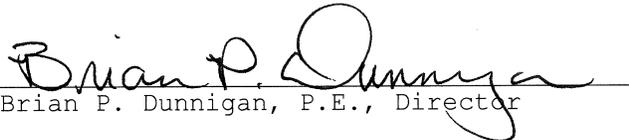
1. Map number 18810 is APPROVED.
2. The following land is authorized to be irrigated (appurtenant land) under surface water appropriation A-19167 as depicted on map number 18810 which is made a part of this Order.

Township 6 North, Range 13 East of the 6 th P.M. in Nemaha County		Acres
Section 27:	NW $\frac{1}{4}$ SW $\frac{1}{4}$	39.1
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	35.9
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	38.8
Section 34:	NW $\frac{1}{4}$ NW $\frac{1}{4}$	26.5
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	34.0
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	25.3
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	38.5
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	38.0
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	17.0
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	31.9
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	24.0
	TOTAL	389.0

3. Appropriation A-19167 has a priority date of December 30, 2013, and authorizes the appropriator the use of water for irrigation of the 389.0 acres of land described above. The water may be diverted from a tributary to Gauchat Creek at points of diversion located on both banks of the stream in the E $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 27, and on both banks of the stream in the N $\frac{1}{2}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 34, all in Township 6 North, Range 13 East of the 6th P.M. in Nemaha County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum combined rate of 5.56 cfs from all points of diversion (2,495 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; not to exceed the least amount of water necessary for the production of crops in the exercise of good husbandry.

DEPARTMENT OF NATURAL RESOURCES

April 15, 2014


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 18810 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order, map number 18810, and Surface Water Administration brochure were mailed on April 15, 2014, to the following:

John Hawley
Hawley Farms, Inc.
73016 638 Avenue
Auburn, Nebraska 68305