

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER DIVIDING AND CHANGING OWNERSHIP OF APPROPRIATION A-10415

WATER DIVISION 1-D

Background

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-10415 is currently held by Rebecca R. Harling Trustee.
2. Appropriation A-10415 has a priority date of August 3, 1964, and authorizes the use of water for irrigation of the 167 acres of land described below. The water may be diverted from the West Fork of the Big Blue River at points of diversion located on the east bank of the stream in the NW¼NE¼ of Section 26, Township 9 North, Range 2 East of the 6th P.M. in Seward County. The rate that water may be diverted shall not exceed one cubic foot per second (cfs) for every 140 acres irrigated at a maximum combined rate of 1.19 cfs from all points of diversion. Total annual volume of water diverted may not exceed 3 acre-feet per acre irrigated.

| Township 9 North, Range 2 East of the 6 th P.M. in Seward County | Acres |
|--|-------|
| Section 23: SW¼SE¼ | 40 |
| SE¼SE¼ | 40 |
| Section 26: NW¼NE¼ | 20 |
| NE¼NE¼ | 40 |
| SW¼NE¼ | 10 |
| SE¼NE¼ | 17 |
| TOTAL | 167 |

3. Darryl L. & Barbara K. Novak filed a Notice of Change of Ownership indicating they are the owners of a portion of the land authorized to be irrigated by appropriation A-10415.

Order

IT IS HEREBY ORDERED:

1. Appropriation A-10415 is divided into two appropriations, A-10415A and A-10415B.

2. Appropriation A-10415A is held by Darryl L. & Barbara K. Novak.

A. They are allowed to divert 0.62 cfs (278 gallons per minute) from the West Fork of the Big Blue River to irrigate the 87 acres of land described below and as depicted on map number 17486 which is hereby made a part of this Order. The total rate that water may be diverted shall not exceed one cfs per 140 acres irrigated. Total annual volume of water diverted may not exceed 3 acre-feet per acre irrigated.

| Township 9 North, Range 2 East of the 6 th P.M. in Seward County | | Acres |
|--|-----------------------------------|-----------|
| Section 26 | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | 20 |
| | NE $\frac{1}{4}$ NE $\frac{1}{4}$ | 40 |
| | SW $\frac{1}{4}$ NE $\frac{1}{4}$ | 10 |
| | SE $\frac{1}{4}$ NE $\frac{1}{4}$ | <u>17</u> |
| | TOTAL | 87 |

B. All terms and conditions of appropriation A-10415 remain in effect unless specifically changed by this Order.

C. The points of diversion remain on the east bank of the West Fork of the Big Blue River in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, Township 9 North, Range 2 East of the 6th P.M. in Seward County. If the owners of appropriation A-10415A do not have access to these points of diversion, they must either obtain permission from the landowner or apply for a new point of diversion. This Order does not authorize access to the existing points of diversion.

3. Appropriation A-10415B is held by Rebecca R. Harling Trustee.

A. She is allowed to divert 0.57 cfs (256 gallons per minute) from the West Fork of the Big Blue River to irrigate the 80 acres of land described below and as depicted on map number 17487 which is hereby made a part of this Order. The total rate that water may be diverted shall not exceed one cfs per 140 acres irrigated. Total annual volume of water diverted may not exceed 3 acre-feet per acre irrigated.

| Township 9 North, Range 2 East of the 6 th P.M. in Seward County | | Acres |
|--|-----------------------------------|-----------|
| Section 23: | SW $\frac{1}{4}$ SE $\frac{1}{4}$ | 40 |
| | SE $\frac{1}{4}$ SE $\frac{1}{4}$ | <u>40</u> |
| | TOTAL | 80 |

B. All terms and conditions of appropriation A-10415 remain in effect unless specifically changed by this Order.

