

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF EXPEDITED TRANSFER EXT-2124 FOR WATER APPROPRIATION A-10114

WATER DIVISION 2-C

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-10114 is held by Jerome L. and Virginia L. Gokie.
2. Appropriation A-10114 has a priority date of October 10, 1962, and authorizes the use of water for irrigation of the 115.2 acres of land described below. The water may be diverted from Asimus Reservoir (storage appropriation A-10042) at points of diversion located on both banks of the stream in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, Township 31 North, Range 10 West of the 6th P.M. in Holt County. The amount of water diverted shall not exceed 44.2 acre-feet annually.

<u>Township 31 North, Range 10 West of the</u>		
<u>6th P.M. in Holt County</u>		<u>Acres</u>
Section 5:	SW $\frac{1}{4}$ NW $\frac{1}{4}$	18.7
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	19.4
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	16.6
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	5.0
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	12.7
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	30.8
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>12.0</u>
	TOTAL	115.2

3. Appropriation A-10114 provides supplemental irrigation to land approved for irrigation under natural flow appropriation A-11158.
4. On June 6, 2011, Jerome L. Gokie filed application EXT-2124 for a permit for an expedited transfer of the location of use for land authorized to be irrigated by appropriation A-10114.
5. On June 20, 2011, Jerome L. Gokie filed map number 17880 showing the locations of diversion and land proposed to be irrigated under appropriation A-10114 through transfer EXT-2124.

ORDER

IT IS HEREBY ORDERED:

1. Application EXT-2124 for a permit for an expedited transfer of the location of use and map number 17880 are APPROVED.
2. Appropriation A-10114 through transfer EXT-2124 authorizes the use of water to irrigate 115.2 acres of land described below and depicted on map number 17880, which is made a part of this Order.

Township 31 North, Range 10 West of the 6 th P.M. in Holt County		Acres
Section 5:	NW $\frac{1}{4}$ SW $\frac{1}{4}$	2.6
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	5.9
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	14.5
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	26.2
Section 7:	NW $\frac{1}{4}$ NE $\frac{1}{4}$	33.1
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>32.9</u>
TOTAL		115.2

3. Appropriation A-10114 through EXT-2124 provides supplemental water to land approved for irrigation under natural flow appropriation A-11158 through EXT-2125.
4. The appropriator is allowed to divert 44.2 acre-feet annually from Asimus Reservoir (storage appropriation A-10042) from pump sites located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, Township 31 North, Range 10 West of the 6th P.M. in Holt County.
5. All terms and conditions of appropriation A-10114 remain in effect unless specifically changed by this Order.
6. 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.

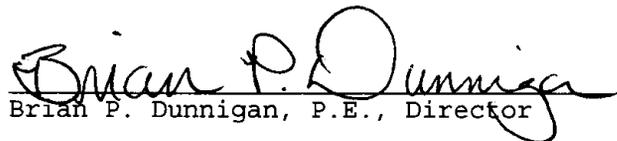
ADDITIONAL INFORMATION

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.

DEPARTMENT OF NATURAL RESOURCES

July 22, 2011


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* 454 *Neb. Admin. Code* Chapter 7. The request must be received by the Department at its Lincoln office (4th Floor, Nebraska State Office Building, 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 17880 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 17880 were mailed on July 22, 2011, to the following:

Jerome L. and Virginia L. Gokie
202 East Douglas
O'Neill, Nebraska 68763