

File: Department of Natural Resources  
P.O. Box 94676  
Lincoln, NE 68509-4676  
Filing Fee: \$10.00

**STATE OF NEBRASKA  
DEPARTMENT OF NATURAL RESOURCES**

**APPLICATION FOR A TEMPORARY CHANGE OF LOCATION OF USE AND TO CHANGE THE  
PURPOSE OF APPROPRIATION TO AUGMENT THE FLOW IN A SPECIFIC STREAM REACH**

**WHEN APPROPRIATION IS HELD BY IRRIGATION DISTRICT, RECLAMATION DISTRICT, PUBLIC POWER AND IRRIGATION DISTRICT,  
MUTUAL IRRIGATION COMPANY, CANAL COMPANY OR THE U.S. BUREAU OF RECLAMATION**

<p>1. Name of Irrigation District, Reclamation District, Public Power and Irrigation District, Mutual Irrigation Company, Canal Company or the U.S. Bureau of Reclamation (hereinafter referred to as "organization"): <u>Cozad Ditch Company</u></p>	<p align="center"><b>For Department Use Only</b></p> <p>Date Filed: <u>July 12, 2016</u></p> <p>Time Filed: <u>8:13 am</u></p> <p>MOD No.: <u>NEX-5735</u></p> <p>Appropriation No.: <u>D-626</u></p> <p>Water Division: <u>1-A</u></p> <p>Receipt No.: <u>A-4767</u></p>
<p>2. a. List the water appropriation subject to this transfer: <u>D-626</u>                  b. This appropriation has incidental underground storage (IUS)? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>                  If yes, check all that apply: (See Instructions)  <input type="checkbox"/> The IUS portion is to be transferred according to this application  <input type="checkbox"/> The IUS portion will be transferred with a separate application  <input checked="" type="checkbox"/> Other, explanation is attached.</p>	
<p>3. Identify the present point of diversion: Headgate of <u>Cozad</u> Canal on <u>Platte River</u> (stream name) in <u>SE 1/4 SW 1/4</u> of Section <u>15</u> Township <u>11</u> North, Range <u>25</u> <input type="checkbox"/> E <input checked="" type="checkbox"/> W <u>Dawson</u> County</p>	
<p>4. <b>This application is for a change in the location and purpose of use. The legal descriptions of the beginning and ending stream reach to which the appropriation is proposed to be transferred for the purpose of augmenting flows:</b>                  Stream: <u>Platte River</u>                  Beginning: <u>SE 1/4 SW 1/4</u>, Section <u>15</u>, Township <u>11</u> North, Rng. <u>25</u> <input type="checkbox"/> E <input checked="" type="checkbox"/> W <u>Dawson</u> County                  Ending: <u>NW 1/4 NW 1/4</u>, Section <u>1</u>, Township <u>16</u> North, Rng. <u>1</u> <input type="checkbox"/> E <input checked="" type="checkbox"/> W <u>Platte</u> County</p>	
<p>5. Check at least one below:  <input checked="" type="checkbox"/> Required document attached, and labeled, describing the beneficial use of the water after the proposed transfer, the actual method of transfer, timing and amounts of water proposed to be transferred, and any hydrologic effects that this transfer may have, including effects on other appropriators. (See Instructions)  <input checked="" type="checkbox"/> Other attachment(s) included. Please describe: <u>Lease agreements, Maps,</u></p>	
<p>6. Check all that apply:  <input type="checkbox"/> This application is requesting to transfer a portion of an appropriation that is not currently appurtenant to a specific parcel, and the Department's Order cancelling said portion of appropriation was signed on _____                  Attached is a listing of acres that are subject to this transfer, and the location from which they were cancelled, with the history of use for the past 10 years on each tract.  <input checked="" type="checkbox"/> This application is requesting to transfer a portion of an appropriation that is currently appurtenant to land.  <input checked="" type="checkbox"/> Landowner Consent and History of Use Addendum (use DNR SW Form 200-A) attached for each landowner.</p>	
<p>7. a. BEGIN date of temporary change: <u>June 1, 2016</u>                  b. END date of temporary change: <u>December 31, 2020</u> Number of years: <u>5</u>                  c. If Lease involved, attach copy of lease agreement. (pursuant to <i>Neb. Rev. Stat. § 46-290 (2)</i>)</p>	
<p>8. Check one below:  <input type="checkbox"/> The Department shall determine the amount of historic consumptive use subject to this transfer.  <input checked="" type="checkbox"/> The annual amount of water requested to be transferred to the new location of use is <u>227 AF</u>, and an analysis of consumptive use is attached to and made a part of this application.</p>	
<p>9. Acknowledgement by Organization                  I certify that the information included on this form and any addendums and attachments, to the best of my knowledge and belief, is true and accurate. I have initialed and dated all addendums and attachments to this transfer; I agree to pay for the cost of publication of legal notice; and, I agree to pay for the cost to file documentation of an approved temporary transfer in the County Clerk, Register of Deeds office and, if necessary, a portion of hearing costs:</p>	
<p><u>[Signature]</u> Signature</p>	<p><u>7-7-16</u> Date</p>
<p align="right">District Board President Title</p>	

mod-07122016-5735-app(11):

# CD\_WR\_Usage\_2016

Appropriat	Usage_2016	LegalDescr	Rnd_Acres	CPwtCIR	NFCPwtCIF	FarmEff	NFfarmdel	NFCPuse	NFfarmrch
D626	5	SE NW S21 T11N-R23W	36.3	10.1	7.9	0.6	39.8	23.9	14.3
	5	NE SW S21 T11N-R23W	39.7	13.6	10.6	0.9	39.1	35.2	3.5
	5	SW NE S33 T11N-R23W	19.5	19.2	15	0.6	40.5	24.3	14.6
	5	NW SW S32 T11N-R23W	35.9	9.7	7.6	0.6	37.9	22.7	13.6
	5	SW SW S32 T11N-R23W	37.3	9.7	7.6	0.6	39.3	23.6	14.2
	5	SW SE S21 T11N-R23W	6.3	10.1	7.9	0.9	4.6	4.2	0.4
	5	SW NW S21 T11N-R23W	34.9	10.1	7.9	0.6	38.4	23	13.8
	5	SE SW S36 T11N-R23W	5.6	13.9	10.8	0.6	8.5	5.1	3.1
	5	SW SW S36 T11N-R23W	3.3	13.9	10.8	0.9	3.3	3	0.3
	5	SW SW S21 T11N-R23W	5	10.1	7.9	0.9	3.7	3.3	0.3
	5	SE SW S21 T11N-R23W	34.1	10.1	7.9	0.9	25	22.5	2.2
	5	NW SW S21 T11N-R23W	28.1	13.6	10.6	0.9	27.7	24.9	2.5
	5	SW NW S33 T11N-R23W	2.1	10.4	8.1	0.9	1.6	1.5	0.1
	5	SE NW S33 T11N-R23W	2.6	10.4	8.1	0.9	1.9	1.7	0.2
	5	NW NW S33 T11N-R23W	2.3	10.4	8.1	0.9	1.7	1.5	0.2
	5	SW NW S35 T11N-R23W	5.8	17.4	13.6	0.9	7.3	6.6	0.7
Sum Rnd_Acres	298.8	Average CPwtCIR	12.1	Average NFCPwtCIR	9.4	Average FarmEff	0.8		
Sum NFfarmdel	320.3	Sum NFCPuse	227	Sum NFfarmrch	84				

**STATE OF NEBRASKA  
DEPARTMENT OF NATURAL RESOURCES**

**LANDOWNER CONSENT AND HISTORY OF USE FOR EACH TRACT**

**ADDENDUM TO**

**APPLICATION FOR A TEMPORARY CHANGE OF LOCATION OF USE AND TO CHANGE THE  
PURPOSE OF APPROPRIATION TO AUGMENT THE FLOW IN A SPECIFIC STREAM REACH**

**WHEN APPROPRIATION IS HELD BY IRRIGATION DISTRICT, RECLAMATION DISTRICT, PUBLIC POWER AND IRRIGATION DISTRICT,  
MUTUAL IRRIGATION COMPANY, CANAL COMPANY OR THE U.S. BUREAU OF RECLAMATION**

1.a. List below the number of acres in each forty acre subdivision to which the appropriation is now or was appurtenant (see instruction sheet) and which will be subject to this transfer. Attach aerial photography showing the location of land listed below:

SEC.	TWP.	RANGE	NW¼				NE¼				SW¼				SE¼				TOTALS
			NW¼	NE¼	SW¼	SE¼													
35	11	23			5.8													5.8	

1.b. The above listed land has been irrigated using: (Circle all that apply) A. Surface water B. Groundwater C. Other **Total: 5.8**

2. List the history\* of water use for the last ten years for the tracts listed above:  
Attach additional history information if needed.

Year	IR Begin and End Dates	Acres Irrigated	Crop Type	Maximum Surface Water Diversion Rate (cfs or gpm)	Annual Surface Water Volume (gallons or acre-feet)

\*The Department may require additional information about the history of the project.

3. Name and address of each mortgage holder, deed of trust holder or other equivalent security interest for land now under permit.  
(pursuant to *Neb. Rev. Stat. § 46-290(1)(b)(v)*)

(If more than one, please use DNR Form 962-4): Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Telephone Number: (\_\_\_\_) \_\_\_\_\_ Cell Phone: (\_\_\_\_) \_\_\_\_\_  
e-mail address: \_\_\_\_\_

4. I/We LANE KINNAN

(print name(s) of landowner(s))

do hereby certify that I am/we are the owner(s) of the land listed above under surface water appropriation D626

I/We do hereby consent to a change in location and use of appropriation for the above portion of water appropriation as proposed in the attached transfer application filed by the organization named on page 1 of this application, to which this page is an addendum.

I/We understand that this transfer does not relieve me/us from any past or future obligations for operation, maintenance and other tolls, charges or assessments that may be due to the organization named on page 1 of this application.

Signatures of landowners

42505 ROAD 762

COZAD NE 69130



Date 5-11

Address

Date \_\_\_\_\_

Address \_\_\_\_\_

# COZAD DITCH COMPANY

## Temporary Transfers



### 35-11N-23W

Usage - 2016

- Transferred
- Using
- Questions

**STATE OF NEBRASKA  
DEPARTMENT OF NATURAL RESOURCES**

**LANDOWNER CONSENT AND HISTORY OF USE FOR EACH TRACT**

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1.a. List below the number of acres in each forty acre subdivision to which the appropriation is now or was appurtenant (see instruction sheet) and which will be subject to this transfer. Attach aerial photography showing the location of land listed below:

SEC.	TWP.	RANGE	NW¼				NE¼				SW¼				SE¼				TOTALS
			NW¼	NE¼	SW¼	SE¼													
36	11	23										3.3	5.6						5.8

1.b. The above listed land has been irrigated using: (Circle all that apply) A. Surface water B. Groundwater C. Other Total: 5.8

2. List the history\* of water use for the last ten years for the tracts listed above: Attach additional history information if needed.

Year	IR Begin and End Dates	Acres Irrigated	Crop Type	Maximum Surface Water Diversion Rate (cfs or gpm)	Annual Surface Water Volume (gallons or acre-feet)

\*The Department may require additional information about the history of the project.

3. Name and address of each mortgage holder, deed of trust holder or other equivalent security interest for land now under permit. (pursuant to Neb. Rev. Stat. § 46-290(1)(b)(v)) (If more than one, please use DNR Form 962-4): Name: \_\_\_\_\_ Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_ Telephone Number: (\_\_\_\_) \_\_\_\_\_ Cell Phone: (\_\_\_\_) \_\_\_\_\_ e-mail address: \_\_\_\_\_

4. I/We LANE KINNAN (print name(s) of landowner(s)) do hereby certify that I am/we are the owner(s) of the land listed above under surface water appropriation D626. I/We do hereby consent to a change in location and use of appropriation for the above portion of water appropriation as proposed in the attached transfer application filed by the organization named on page 1 of this application, to which this page is an addendum. I/We understand that this transfer does not relieve me/us from any past or future obligations for operation, maintenance and other tolls, charges or assessments that may be due to the organization named on page 1 of this application.

Signatures of landowners

 Date 6-8-16 Address 42505 ROAD 762 COZAD NE 69130

\_\_\_\_\_ Date \_\_\_\_\_ Address \_\_\_\_\_

# COZAD DITCH COMPANY

## Temporary Transfers



**36-11N-23W**

**Usage - 2016**

- Transferred
- Using
- Questions

**STATE OF NEBRASKA**  
**DEPARTMENT OF NATURAL RESOURCES**  
**LANDOWNER CONSENT AND HISTORY OF USE FOR EACH TRACT**  
**ADDENDUM TO**

**APPLICATION FOR A TEMPORARY CHANGE OF LOCATION OF USE AND TO CHANGE THE PURPOSE OF APPROPRIATION TO AUGMENT THE FLOW IN A SPECIFIC STREAM REACH**

**WHEN APPROPRIATION IS HELD BY IRRIGATION DISTRICT, RECLAMATION DISTRICT, PUBLIC POWER AND IRRIGATION DISTRICT, MUTUAL IRRIGATION COMPANY, CANAL COMPANY OR THE U.S. BUREAU OF RECLAMATION**

1. a. List below the number of acres in each forty acre subdivision to which the appropriation is now or was appurtenant (see instruction sheet) and which will be subject to this transfer. Attach aerial photography showing the location of land listed below:

SEC.	TWP.	RANGE	NW¼				NE¼				SW¼				SE¼				TOTALS
			NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	
32	11	23									35.9		37.3						73.2

1. b. The above listed land has been irrigated using: (Circle all that apply) A. Surface water B. Groundwater C. Other Total: 73.2

2. List the history\* of water use for the last ten years for the tracts listed above: Attach additional history information if needed.

Year	IR Begin and End Dates	Acres Irrigated	Crop Type	Maximum Surface Water Diversion Rate (cfs or gpm)	Annual Surface Water Volume (gallons or acre-feet)

\*The Department may require additional information about the history of the project.

3. Name and address of each mortgage holder, deed of trust holder or other equivalent security interest for land now under permit. (pursuant to Neb. Rev. Stat. § 46-290(1)(b)(v))  
(If more than one, please use DNR Form 962-4): Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Telephone Number: (\_\_\_\_) \_\_\_\_\_ Cell Phone: (\_\_\_\_) \_\_\_\_\_  
e-mail address: \_\_\_\_\_

4. I/We ROBERT SMITH FAMILY LTD  
(print name(s) of landowner(s))  
do hereby certify that I am/we are the owner(s) of the land listed above under surface water appropriation D626  
I/We do hereby consent to a change in location and use of appropriation for the above portion of water appropriation as proposed in the attached transfer application filed by the organization named on page 1 of this application, to which this page is an addendum.  
I/We understand that this transfer does not relieve me/us from any past or future obligations for operation, maintenance and other tolls, charges or assessments that may be due to the organization named on page 1 of this application.

Signatures of landowners 3100 NEWELL ST  
Hans Abdul Date 5/2/2016 Address COZAD NE 69130  
Date \_\_\_\_\_ Address \_\_\_\_\_

# COZAD DITCH COMPANY Temporary Transfers



**32-11N-23W**

**Usage - 2016**

- Transferred
- Using
- Questions

**STATE OF NEBRASKA  
DEPARTMENT OF NATURAL RESOURCES  
LANDOWNER CONSENT AND HISTORY OF USE FOR EACH TRACT**

**ADDENDUM TO**

**APPLICATION FOR A TEMPORARY CHANGE OF LOCATION OF USE AND TO CHANGE THE  
PURPOSE OF APPROPRIATION TO AUGMENT THE FLOW IN A SPECIFIC STREAM REACH**

**WHEN APPROPRIATION IS HELD BY IRRIGATION DISTRICT, RECLAMATION DISTRICT, PUBLIC POWER AND IRRIGATION DISTRICT,  
MUTUAL IRRIGATION COMPANY, CANAL COMPANY OR THE U.S. BUREAU OF RECLAMATION**

1.a. List below the number of acres in each forty acre subdivision to which the appropriation is now or was appurtenant (see instruction sheet) and which will be subject to this transfer. Attach aerial photography showing the location of land listed below:

SEC.	TWP.	RANGE	NW¼				NE¼				SW¼				SE¼				TOTALS
			NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	NW¼	NE¼	SW¼	SE¼	
21	11	23			34.9	36.3					28.1	39.7	5	34.1			6.3		184.4
33	11	23	2.3		2.1	2.6			19.5										26.5

1.b. The above listed land has been irrigated using: (Circle all that apply) A. Surface water B. Groundwater C. Other **Total: 210.9**

2. List the history\* of water use for the last ten years for the tracts listed above:

Attach additional history information if needed.

Year	IR Begin and End Dates	Acres Irrigated	Crop Type	Maximum Surface Water Diversion Rate (cfs or gpm)	Annual Surface Water Volume (gallons or acre-feet)

\*The Department may require additional information about the history of the project.

3. Name and address of each mortgage holder, deed of trust holder or other equivalent security interest for land now under permit. (pursuant to *Neb. Rev. Stat. § 46-290(1)(b)(v)*)

(If more than one, please use DNR Form 962-4): Name: NONE  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Telephone Number: (\_\_\_\_) \_\_\_\_\_ Cell Phone: (\_\_\_\_) \_\_\_\_\_  
e-mail address: \_\_\_\_\_

4. I/We RONALD STEAR LTD

(print name(s) of landowner(s))

do hereby certify that I am/we are the owner(s) of the land listed above under surface water appropriation D626  
I/We do hereby consent to a change in location and use of appropriation for the above portion of water appropriation as proposed in the attached transfer application filed by the organization named on page 1 of this application, to which this page is an addendum.  
I/We understand that this transfer does not relieve me/us from any past or future obligations for operation, maintenance and other tolls, charges or assessments that may be due to the organization named on page 1 of this application.

Signatures of landowners



Date 4-20-16 Address

76411 ROAD 423  
COZAD NE 69130

Date \_\_\_\_\_ Address \_\_\_\_\_

# COZAD DITCH COMPANY Temporary Transfers



**21-11N-23W**

**Usage - 2016**

- Transferred
- Using
- Questions

# COZ D DITCH COMPANY Temporary Transfers



**33-11N-23W**

### Usage - 2016

- Transferred
- Using
- Questions