

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

APPROVAL OF APPLICATION A-20146 AND MAP NUMBER 21771

WATER DIVISION 2-B

BACKGROUND

1. On May 19, 2026, Nick Picha, on behalf of WES Nebraska LLC, filed in the Department of Water, Energy, and Environment (Department) application A-20146 for a temporary permit to appropriate water and map number 21771.
2. Temporary permits may not be granted for a term of more than one year.

ORDER

IT IS HEREBY ORDERED that application A-20146 and map number 21771 are APPROVED subject to the following limitations and conditions:

1. The source of water is **the Elkhorn River**.
2. The water shall be used for the purpose of **erosion control and streambank protection**.
3. The priority date is **May 19, 2026**.
4. The points of diversion are located on the right bank of the stream **in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 04, Township 19 North, Range 07 East of the 6th P.M. in Dodge County**, as depicted on map number 21771 which is made a part of this Order.
5. The rate that water may be diverted under appropriation A-20146 shall not exceed **0.59 cubic feet per second** (267 gallons per minute). The total amount of water diverted **shall not exceed 10 acre-feet**.
6. This appropriation **EXPIRES** one year from the date of this Order and appropriation A-20146 will be **CANCELLED** without further action by the Department as of that date.
7. The appropriator must comply with all relevant statutes. These relevant statutory requirements include, but are 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 applicable laws, Department Orders, or the terms of this Order may result in cancellation, suspension, administrative penalties, and/or criminal prosecution.

This appropriation **does not guarantee** water availability. Nebraska law gives priority to senior appropriations. This appropriation may be closed if there is insufficient water to satisfy senior appropriations.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



June 22, 2026

Matthew T. Manning, PE, JD
Chief Water Officer

A copy of this Order was posted on the Department's website. Copies of this Order and map number 21771 were provided to the Department's field office in Bridgeport, Nebraska. Copies of this Order and map number 21771 were mailed to the following:

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