

State of Nebraska
Department of Natural Resources
301 Centennial Mall South, 4th Floor
P.O. Box 94676
Lincoln, Nebraska 68509-4767

Marilyn J Fitzgerald Et al
188 Forest Lake Court
Mt Gilead NC 27306

OPENING / REGULATING NOTICE

Notice is hereby given to the water users of the water right listed below that you may not divert water in excess of the amount noted below:

Water Right	Priority Date	Source of Water	Cubic Feet Per Second	Gallons Per Minute
A-3608	04/20/1943	Medicine Creek	0.09	40

Section: 1 Township: 4 Range: 26W

In accordance with the provisions of the irrigation laws of the State of Nebraska, the owner or operator of this appropriation is prohibited from diverting water in excess of the amounts stated above until further notified by an official of the Department of Natural Resources. Any person violating this order shall be subject to the penalty provided in Neb. Rev. Stat. 46-254 which reads as follows:

"Any person owning or in control of any ditch, reservoir or other device for appropriating or using water who shall willfully open or close, change or interfere with any head gate or controlling gate, or by any method or means take any water from any natural stream, reservoir or other source, through any ditch or canal on any land or lands, or allow the same to be done, or use or allow to be used any water upon any land or lands, or for any other purpose whatsoever, without authority from the Department of Natural Resources, or who shall store water in or release water from a reservoir other than in compliance with orders of the Director of Natural Resources or his or her representative, shall be guilty of a Class II misdemeanor each day that the water is allowed to run without authority from the Department shall constitute a separate offence."

Effective Date: July 01, 2013

Effective Hour: Noon

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Date: July 01, 2013