

EXPLANATION FOR REQUEST FOR VARIANCE

of the Rules and Regulations of the
Middle Republican Natural Resources District
GROUND WATER MANAGEMENT AREA

VARIANCE

Date received: _____

Request #: _____

For District use only

Name Brian Schafner

Address 72503 Rd 372

City, State, Zip Colbertson NE 69024

Phone 340-9374

I hereby request a variance of Rule Number _____

Reason for requesting variance:


Well problem

Adjacent Landowners:

Lillian Fielding
Joe Anderjaska

Brian Schafner

Print Name


Signature

11-22-22
date

You are encouraged to attach any relevant information or maps to this request.

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**Application for VARIANCE REQUEST within the  
MIDDLE REPUBLICAN NATURAL RESOURCES DISTRICT**

**1. NAME AND ADDRESS OF APPLICANT:**

Name: Brian Schaefer  
 Address: 72503 Rd 372  
 City: Colbertson State: NE Zip: 69024  
 Phone #: ( ) Cell #: 308, 340-9374

(Additional property owner names & addresses may be attached)

**NRD USE ONLY:**

Date received: 11/24/2022  
 Variance #: \_\_\_\_\_  
 Approved or Denied? Approved  
 Connie \_\_\_\_\_  
 Stacie \_\_\_\_\_

All requests for a Variance shall include a nonrefundable filing fee of \$20.00.

APPLICANT MUST PROVIDE MAPS CLEARLY SHOWING THE **SOURCE AND DESTINATION** OF ACRES BEING REASSIGNED AND ANY OTHER CERTIFIED ACRES, OPERATED BY THE PRINCIPALS, IN THE IMMEDIATE AREA.

**2. IDENTIFY THE SOURCE OF THE WELL AND/OR CERTIFIED ACRES:**

Section 9, Township 3 North, Range 31 West Hartzer

County Hitchcock County Parcel #: \_\_\_\_\_  
 (Additional Parcel #s may be attached)

Well Reg #: G-173768 Will operation of this well be discontinued? YES NO

Number of Acres to be Moved: 120.3

**HISTORY OF USE:**

Number of Acres Irrigated: 120.3 2019, 120.3 2018, 120.3 2017, \_\_\_\_\_ 2016, \_\_\_\_\_ 2015

Inches Used: \_\_\_\_\_ 2019, \_\_\_\_\_ 2018, \_\_\_\_\_ 2017, \_\_\_\_\_ 2016, \_\_\_\_\_ 2015

\* Is there a SURFACE WATER CONTRACT on this parcel? YES NO

Is water delivered to this parcel? YES NO

If yes, history of delivery: (acre inches) \_\_\_\_\_ 2019, \_\_\_\_\_ 2018, \_\_\_\_\_ 2017, \_\_\_\_\_ 2016, \_\_\_\_\_ 2015

\* Is there a renter or tenant on this property? YES NO

If yes, has this person been notified of your intent to reassign certified irrigated acres? YES NO

\* Is the destination of the well and/or acres being moved still located on a parcel you own? YES NO

If no, the owner of the parcel must provide a written statement acknowledging that occupation tax will be charged on their parcel and an agreement needs to be provided to the MRNRD showing the terms of who will retain the rights of such certified acres.

\* Is/are there (a) mortgage(s), deed(s) of trust, or other consensual lien(s) filed of record on this parcel? YES NO

If yes, identify the name(s) and address(es) of all lien holder(s) of record:


Has/have the lien holder(s) been notified of the proposed reassignment application? YES NO

Attach a written consent executed by the lien holder(s) of the record.

Applicant acknowledges and agrees that if it is subsequently determined that an existing consensual lien holder of record has failed to consent in writing to the proposed reassignment, Middle Republican NRD reserves the right to revoke the reassignment of the certified acres to the destination parcel(s) identified in Section 3 of this Application.

I/we certify that I/we am/are familiar with the information contained in this application; that to the best of my/our knowledge and belief, such information is true, complete, and accurate; and that the undersigned constitute all of the owners of record of the real estate identified in Section 2 of this application.

DATE: 11-22-22

  
 Signature of Owner

DATE: \_\_\_\_\_

Signature of Owner

3. IDENTIFY THE DESTINATION FOR WELL AND/OR CERTIFIED ACRES:

Section 23, Township 6 North, Range 32 West Fielding west

County Hayes County Parcel #:

Well Reg #: G-197477

(Additional Parcel #s may be attached)

NRD USE ONLY:

Legal Owner(s) of Parcel  
(s) indicated:

\* Are there other certified acres in this parcel? YES NO

If yes, provide legal description of all other certified acres in parcel:

1/4 of the 1/4 of Section       , Township        North, Range        West

1/4 of the 1/4 of Section       , Township        North, Range        West

1/4 of the 1/4 of Section       , Township        North, Range        West

\* Is a well being transferred with these acres? YES NO

\* Is there a SURFACE WATER CONTRACT on this parcel? YES NO

If yes, is water delivered to this parcel? YES NO

I/we certify that I/we am/are familiar with the information contained in this application; that to the best of my/our knowledge and belief, such information is true, complete, and accurate; and that the undersigned constitute all of the owners of record of the real estate identified in Section 3 of this application.

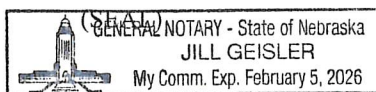
DATE: 11-22-22

Signature of Applicant

STATE OF Nebraska

COUNTY OF Red Willow

The foregoing instrument was acknowledged before me on 11-22-22, by Brian Schaefer (print name).



Notary Public

4. APPROVAL BY THE MIDDLE REPUBLICAN NATURAL RESOURCES DISTRICT:

Date: 11/22/2022

Signature of MRNRD Representative

The terms and conditions of this application are subject to modification or cancellation due to changes in state or federal laws or Middle Republican Natural Resource District regulations.

Application shall be considered incomplete if application is missing required information or signatures.

Forward this application to:

Middle Republican Natural Resources District  
220 Center Avenue  
PO Box 81  
Curtis, NE 69025

Phone: 308-367-4281  
Toll free in NE @ 1-800-873-5613  
FAX: 308-367-4285  
Website: [www.mmrnd.org](http://www.mmrnd.org)

RETURN TO  
PREPARER:

## CONSENT TO TRANSFER OF WATER RIGHTS

Pinnacle Bank hereby consents to the permanent transfer of certified acres of water rights as set forth in the attached Application, which is incorporated hereby by this reference.

Dated this 22<sup>nd</sup> day of November, 2022.

Pinnacle Bank

By: \_\_\_\_\_



Its: Market President

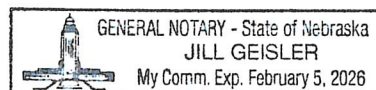
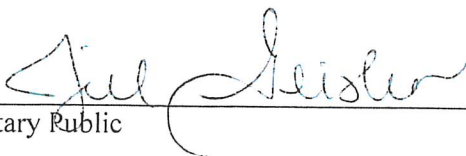
STATE OF Nebraska )

) SS:

COUNTY OF Red Willow)

On this 22nd day of November, 2022, before me, a Notary Public, personally appeared Kent Craw, being by me personally known, and duly sworn, did say that he/she is the Market President of the above noted corporation executing the foregoing instrument; that the instrument was signed on behalf of the corporation by authority of its board of directors, and acknowledged the execution of the instrument to be the voluntary act and deed of the corporation.

Notary Public



NRD USE ONLY:

CURRENT LOCATION OF ACRES

Current Certified Acres on Parcel \_\_\_\_\_

Assessed Acres on Parcel \_\_\_\_\_

Occupation Taxed Acres \_\_\_\_\_

RRR or Upland? (circle one)

Are acres in a pooling agreement? Yes No

Do these acres have history of use? Yes No

Acres: \_\_\_\_\_ 2021, \_\_\_\_\_ 2020, \_\_\_\_\_ 2019, \_\_\_\_\_ 2018, \_\_\_\_\_ 2017

Inches: \_\_\_\_\_ 2021, \_\_\_\_\_ 2020, \_\_\_\_\_ 2019, \_\_\_\_\_ 2018, \_\_\_\_\_ 2017

If no, why? \_\_\_\_\_

Well Column \_\_\_\_\_ GPM \_\_\_\_\_

(New well shall be the same or smaller than existing well)

NEW LOCATION OF ACRES

RRR or Upland? (circle one)

Percent Developed

0-10.99%  
11-20.99%  
21-30.99%  
>31%

9-3-31  
CURRENT

28-6-32  
NEW

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
X

>

\_\_\_\_\_  
X  
\_\_\_\_\_  
\_\_\_\_\_

Decline Range

<10.99 ft  
11-15.99 ft  
16-20.99 ft  
>21 ft

\_\_\_\_\_  
\_\_\_\_\_  
X  
\_\_\_\_\_

>

X  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Depletion Range

0-11.96  
11.97-28.6  
28.7-48.6  
48.7-72.2  
72.3-96

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
X  
\_\_\_\_\_

>

\_\_\_\_\_  
\_\_\_\_\_  
X  
\_\_\_\_\_  
\_\_\_\_\_

Is it within 2 miles of a municipal well? Yes No

STAFF X APPROVED \_\_\_\_\_ DENIED (referred to Committee on \_\_\_\_\_)

COMMITTEE \_\_\_\_\_ APPROVED \_\_\_\_\_ DENIED (referred to Committee on \_\_\_\_\_)

BOARD \_\_\_\_\_ APPROVED \_\_\_\_\_ DENIED

Additional comments:

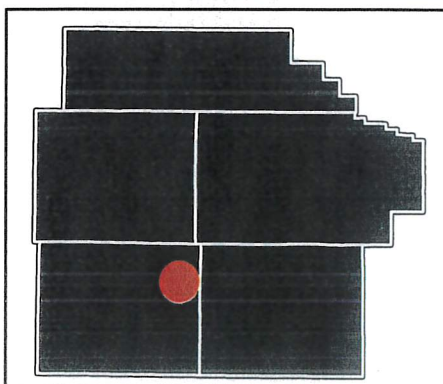
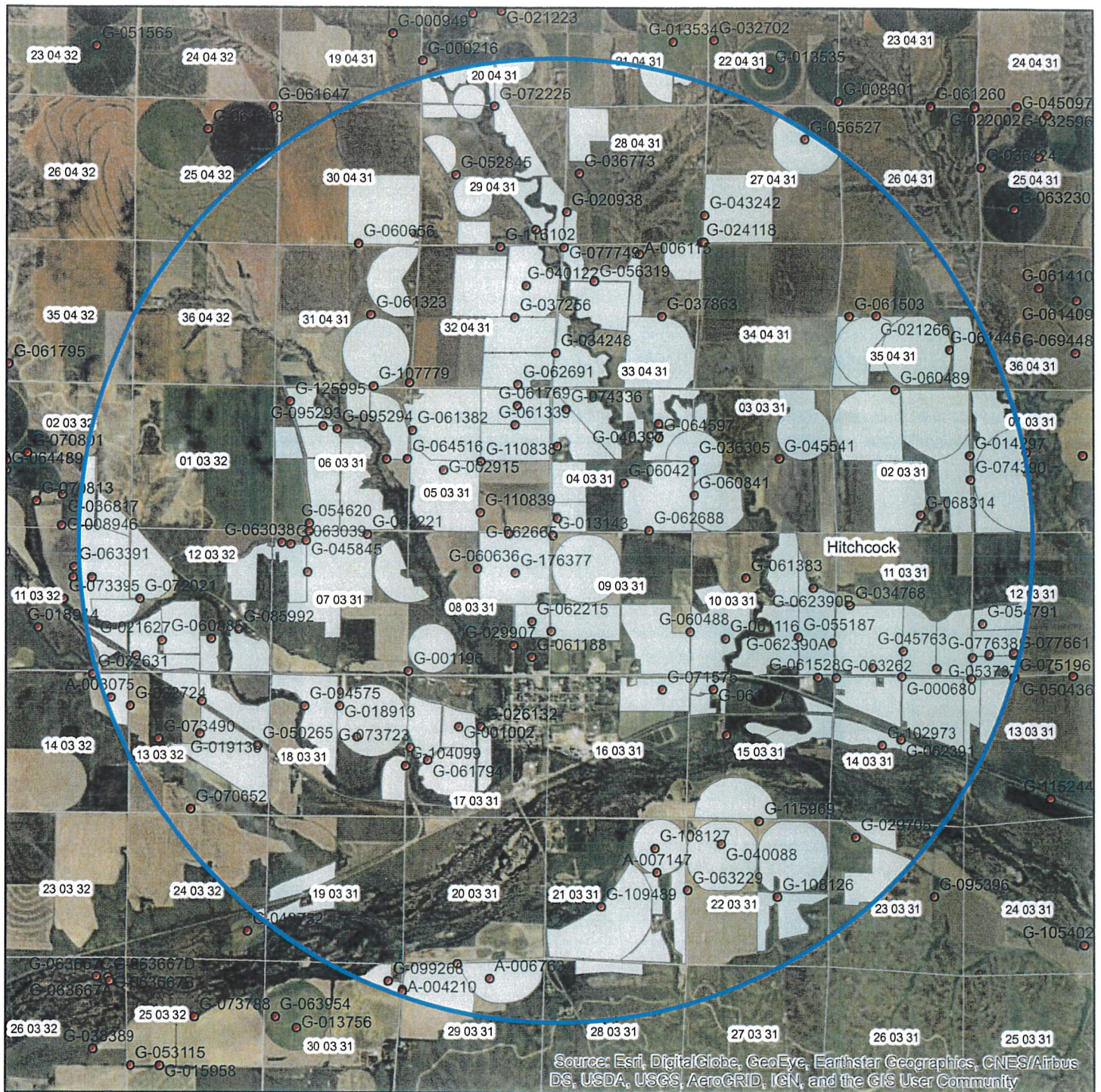
9-3-31  
6r  
27-4-34  
→ 5-4-32

Move a Well

Brian Schaefer

10/17/22

# Variance Statistics Sheet Existing Schafer 9-3-31



### Legend

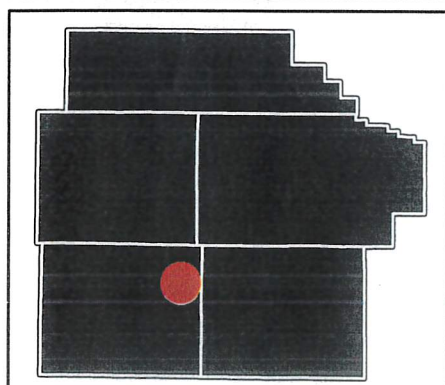
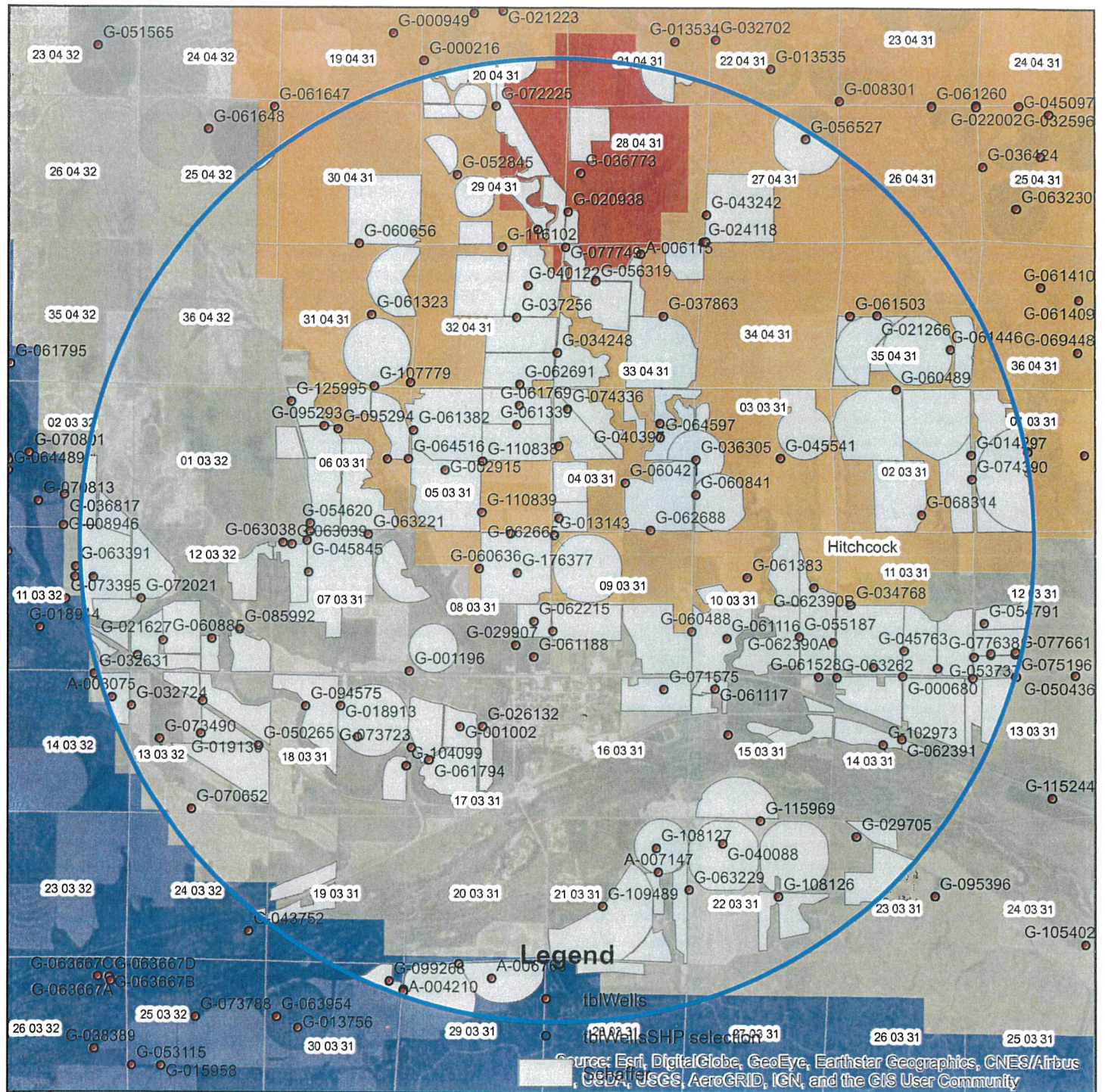
- tblWells
- tblWellsSHP selection
- Schaffer

Development- 37.25%



0      0.4      0.8      1.6 Miles

# Variance Statistics Sheet Existing Schafer 9-3-31




0 0.4 0.8 1.6 Miles

2016welldd


&lt;VALUE&gt;

Development- 37.25%

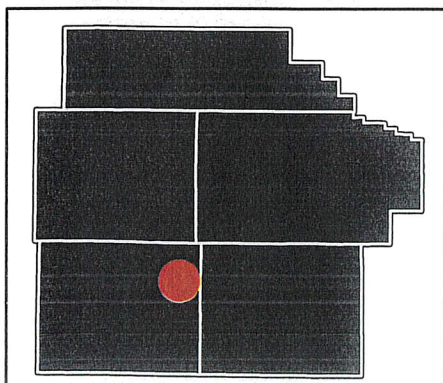
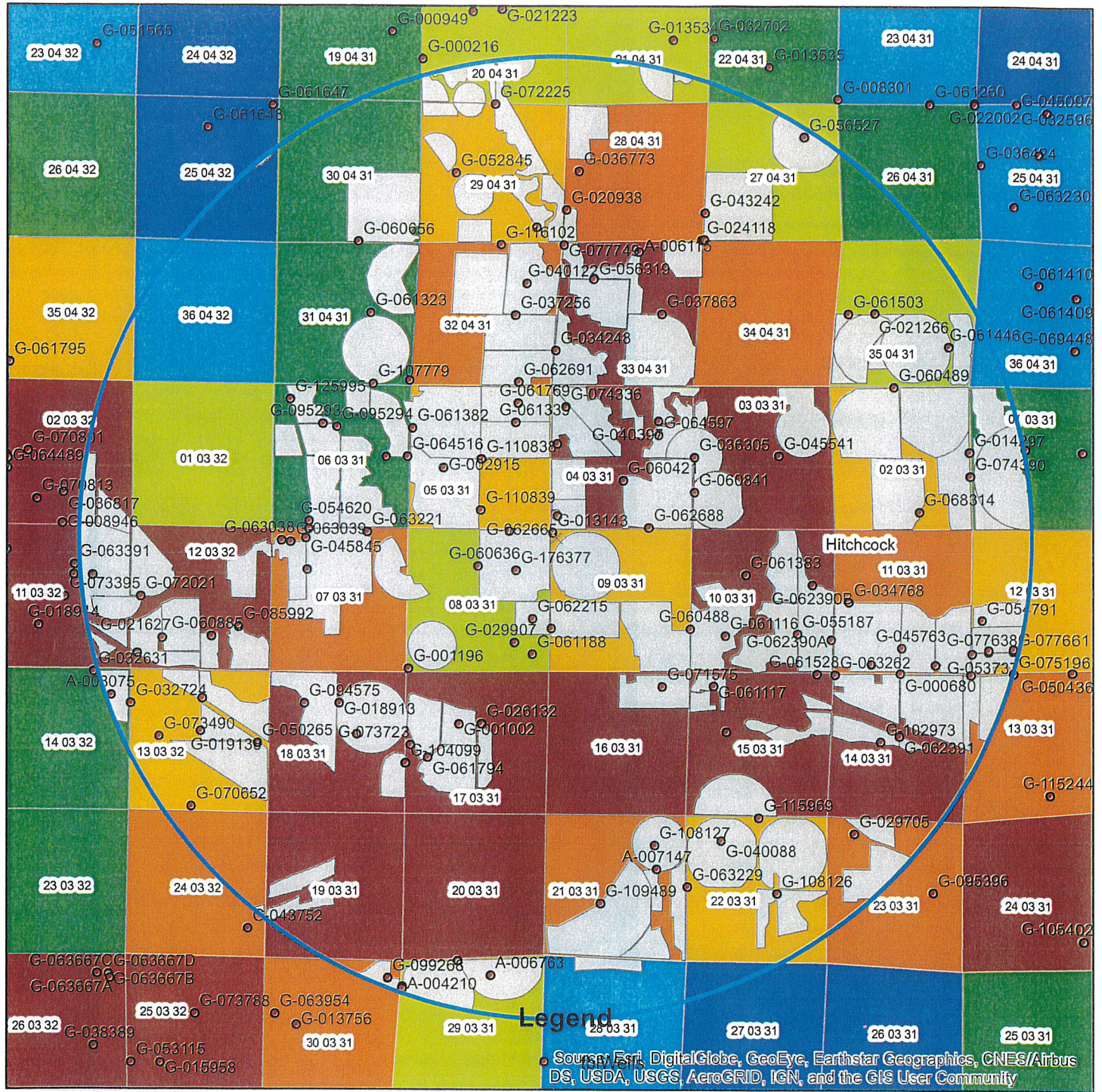
 -24.6 - -21

-20.9 - -16

 -15.9 - -11

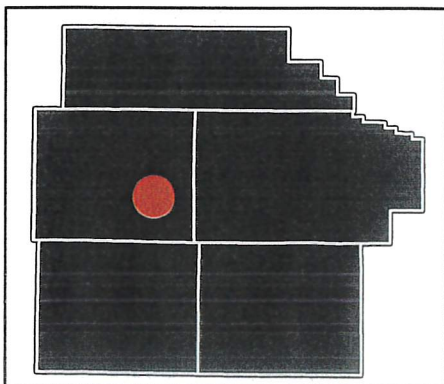
 -10.9 - -9.99

# Variance Statistics Sheet Existing Schafer 9-3-31



0 0.4 0.8 1.6 Miles

# Variance Statistics Sheet Proposed Schafer 23-6-32



Development- 14.86%

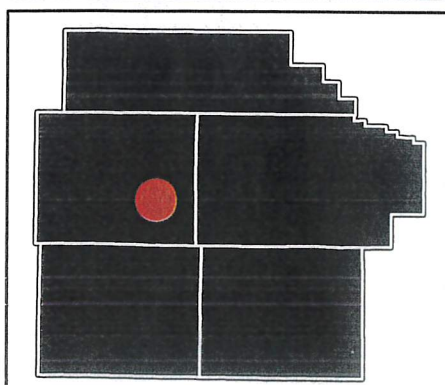
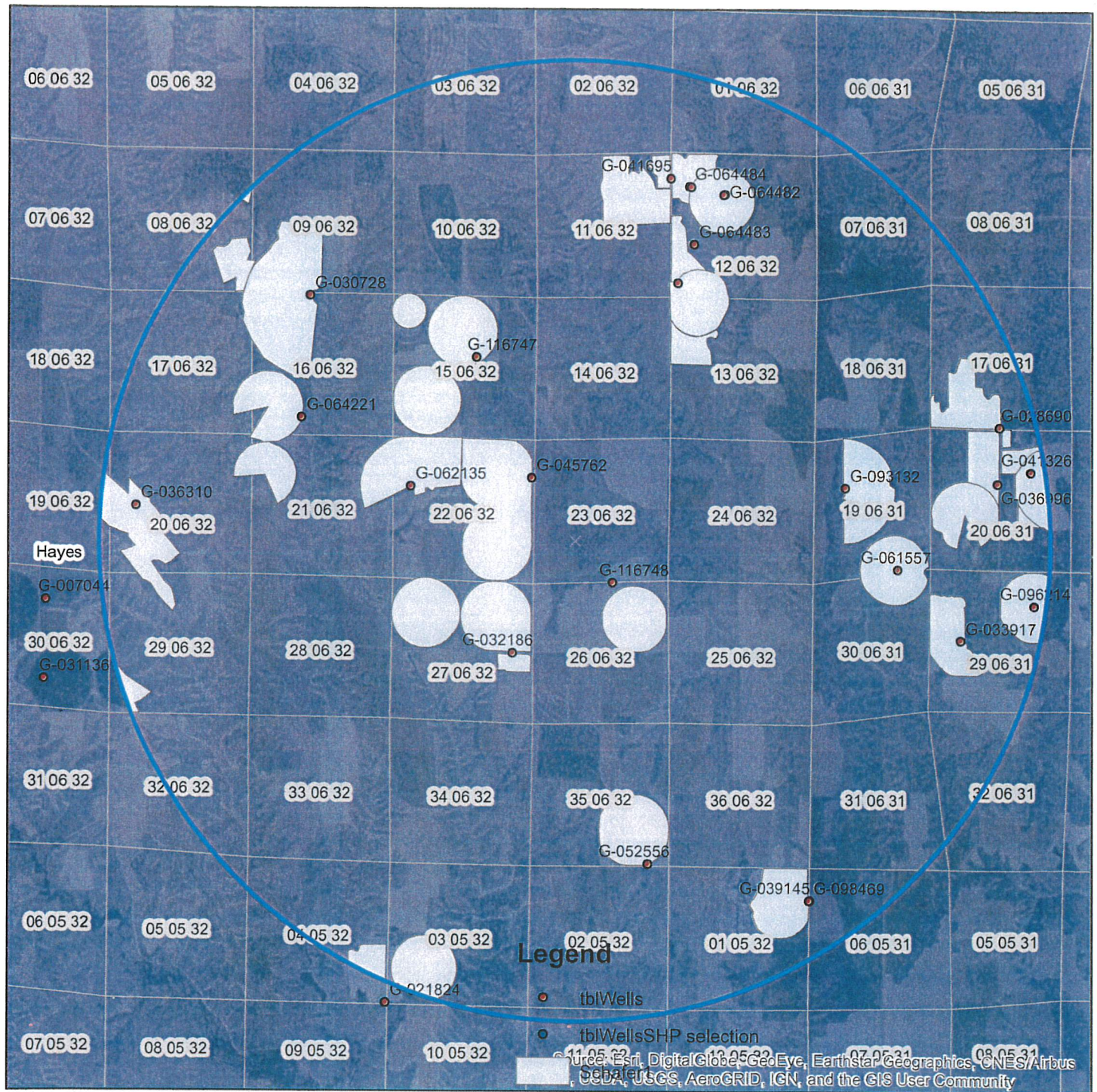
### Legend

- tblWells
- tblWellsSHP selection
- Schafer1



0 0.4 0.8 1.6 Miles

# Variance Statistics Sheet Proposed Schafer 23-6-32



0 0.4 0.8 1.6 Miles

# Variance Statistics Sheet Proposed Schafer 23-6-32

