

***UPPER REPUBLICAN NATURAL RESOURCES DISTRICT
INSTRUCTIONS FOR TRANSFERS OF CERTIFIED IRRIGATED ACRES***

In accordance with Nebraska law, prior to the board of directors approving the request for the transfer of any certified irrigated acres from one tract of real estate to another tract of real estate the following procedure must be completed.

1. The attached Application and accompanying attachments must be fully completed, signed and returned to the URNRD, along with the applicable fee, at least 10 days prior to the meeting the application is to be considered for action.
2. The attached Report of Title must be completed and executed by a licensed Nebraska attorney or a registered Nebraska abstractor and returned with the Application. The expense of the preparation of the Report of Title shall be the responsibility of the applicant.
3. In the event the Report of Title reveals the existence of any lien, as evidenced by a mortgage, deed of trust or similar security interest instrument, against the real estate from which the certified irrigated acres are to be transferred from, the attached Consent of Lienholder must be completed and executed by the holder of each lien disclosed by the Report of Title.
4. Upon receipt of all of the completed forms and applicable fees, the Application for Transfer shall be scheduled for consideration by the board of directors at a public meeting to be held within a reasonable time following the receipt of the documents.
5. The submission of the completed forms and appropriate fees is not an assurance the application will be approved. The application and proposed transfer must comply with all of the URNRD Rules and Regulations and the board of directors reserves the right to deny any application and proposed transfer for any reason based on good cause. Further, the board of directors may approve the Application and proposed transfer subject to any reasonable restrictions, limitations or conditions as the board may determine fair and equitable under the circumstances.
6. By accepting or approving any application, the URNRD is not endorsing or ensuring the accuracy of any information contained on the completed forms, nor shall the URNRD incur any liability for any errors or misinformation contained on the completed forms.
7. A failure to accurately and fully complete the attached forms may result in the denial of the application, the imposition of the enforcement provisions of the URNRD Rules and Regulations, civil liability as provided by law, or any combination thereof.
8. Upon due consideration if the board of directors approves an *Application for the Transfer of Certified Irrigated Acres* then a *Notice of Transfer of Certified Irrigated Acres* Shall be completed and recorded in the public real estate records. The fees associated with the recording of the *Notice* shall be the responsibility of the Applicant.

(Source : Laws 2009, LB 477)

FORM "A"

***UPPER REPUBLICAN NATURAL RESOURCES DISTRICT
APPLICATION FOR TRANSFERS OF CERTIFIED IRRIGATED ACRES***

1. NAME AND ADDRESS OF APPLICANT: _____

2. LEGAL DESCRIPTION OF PROPERTY CERTIFIED IRRIGATED ACRES ARE REQUESTED TO BE TRANSFERRED FROM: _____
3. LEGAL DESCRIPTION OF PROPERTY CERTIFIED IRRIGATED ACRES ARE REQUESTED TO BE TRANSFERRED TO: _____
4. NUMBER OF ACRES REQUESTED TO BE TRANSFERRED: _____
5. DURATION OF THE TRANSFER: COMMENCING ON THE ___ DAY OF _____, _____, AND [] SHALL BE PERPETUAL OR UNTIL THE TIME OF A FURTHER TRANSER OR [] SHALL EXPIRE ON THE ___ DAY OF _____, _____.
6. APPLICATION FEE PAID: _____

CERTIFICATION

The undersigned hereby certifies as follows:

1. The information stated above is true and accurate;
2. The Applicant has received and read a copy of the URNRD *Instructions for Transfer of Certified Irrigated Acres*;
3. Based on information and belief, the transfer requested in this *Application* complies with the *Instructions*, the *URNRD RULES and REGULATIONS*, and applicable laws.

FORM "B"

***UPPER REPUBLICAN NATURAL RESOURCES DISTRICT
REPORT OF TITLE***

**(TO BE PREPARED BY A REGISTERED NEBRASKA ABSTRACTOR
OR LICENSED NEBRASKA ATTORNEY)**

1. DATE OF EXAMINATION: _____.

2. LEGAL DESCRIPTION OF THE REAL ESTATE FROM WHICH THE CERTIFIED IRRIGATED ACRES ARE REQUESTED TO BE TRANSFERRED FROM: _____

3. NAME AND ADDRESS OF EACH OWNER OF THE REAL ESTATE DESCRIBED IN #2 ABOVE: _____

4. NAME AND ADDRESS OF THE HOLDER OF ANY LIEN AGAINST THE ABOVE DESCRIBED REAL ESTATE AS EVIDENCED BY THE FILING OF A MORTGAGE, DEED OF TRUST OR OTHER EQUIVALENT CONSENSUAL SECURITY INTEREST OR INSTRUMENT:
 - A. NAME AND ADDRESS: _____
DATE OF INSTRUMENT: _____
BOOK AND PAGE OF INSTRUMENT; _____
DATE OF RECORDING OF INSTRUMENT: _____

 - B. NAME AND ADDRESS: _____
DATE OF INSTRUMENT: _____
BOOK AND PAGE OF INSTRUMENT; _____
DATE OF RECORDING OF INSTRUMENT: _____

 - C. NAME AND ADDRESS: _____
DATE OF INSTRUMENT: _____
BOOK AND PAGE OF INSTRUMENT; _____
DATE OF RECORDING OF INSTRUMENT: _____

 - D. NAME AND ADDRESS: _____
DATE OF INSTRUMENT: _____
BOOK AND PAGE OF INSTRUMENT; _____
DATE OF RECORDING OF INSTRUMENT: _____

 - E. NAME AND ADDRESS: _____
DATE OF INSTRUMENT: _____

FORM "C"

***UPPER REPUBLICAN NATURAL RESOURCES DISTRICT
CONSENT BY LIENHOLDER TO TRANSFER OF
CERTIFIED IRRIGATED ACRES***

(ONE TO BE COMPLETED BY EACH HOLDER OF A LIEN FROM WHICH THE CERTIFIED ACRES ARE TO BE TRANSFERRED FROM)

1. NAME AND ADDRESS OF HOLDER OF A LIEN AS EVIDENCED BY THE FILING OF A MORTGAGE, DEED OF TRUST OR OTHER EQUIVALENT CONSENSUAL SECURITY INSTRUMENT AGAINST THE FOLLOWING DESCRIBED REAL ESTATE: _____

2. LEGAL DESCRIPTION OF PROPERTY: _____

3. NAME AND ADDRESS OF EACH LEGAL OWNER OF THE REAL ESTATE: _____

4. NUMBER OF ACRES REQUESTED TO BE TRANSFERRED: _____
5. BOOK AND PAGE OF INSTRUMENT EVIDENCING LIEN: _____
6. DATE OF RECORDING OF INSTRUMENT EVIDENCING LIEN: _____

CERTIFICATION

The undersigned hereby certifies as follows:

- a. The information set forth above is true and accurate;
- b. The Applicant has notified the undersigned of the *Application to Transfer Certified Irrigated Acres* filed or to be filed with the URNRD and the intended purpose of such *Application*;
- c. The undersigned understands the consequences of the transfer should the *Application* be approved and hereby consents to the *Application* and proposed transfer;
- d. The undersigned hereby waives and releases the URNRD for any action or conduct taken as a result of this *Consent*; and

