STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-15211

WATER DIVISION 2-A

Background

1. Records on file in the Department of Natural Resources (Department) show surface water appropriation A-15211 is held by Thomas D. and Deloris A. Gregg.

2. Appropriation A-15211 authorizes the use of water for irrigation of the 127.9 acres of land described below. The water may be diverted from Mira Creek at a point of diversion located on the left bank of the stream in the SE1/4SE1/4 of Section 28, Township 18 North, Range 13 West of the 6th P.M. in Valley County. The rate that water may be diverted shall not exceed one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 1.83 cfs.

Township 18 North, Range 13 West of the 6th P.M. in Valley County		Acres
Section 28:	NW1/4SE1/4	34.1
	NE1/4SE1/4	32.4
	SW1/4SE1/4	35.1
	SE1/4SE1/4	26.3
	TOTAL	127.9

3. On January 28, 2009, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-15211. The notice was delivered by certified mail to Thomas D. and Deloris A. Gregg, 80502 482nd Avenue, North Loup, NE 68859

4. No contest of the Preliminary Determination of Nonuse was received in the Department.

5. Nebraska Revised Statutes Section 46-229.02, provides that an appropriation not used for a beneficial purpose for more than five consecutive years may be cancelled.

Order

IT IS HEREBY ORDERED appropriation A-15211 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

March 20, 2009

Brian P. Dunnigan, P.E., Director

A copy of this Order was posted on the Department's website. A copy of this Order was provided to the Department's field office in Ord, Nebraska. A copy of this Order was mailed on March 20, 2009 to the following:

Thomas D. and Deloris A. Gregg
Thomas D. and Deloris A. Gregg
80502 482nd Avenue
North Loup, NE 68859