

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION OF WATER APPROPRIATION A-18488 and Plan P-16929

WATER DIVISION 2-B

Background

1. Plan P-16929 for surface water appropriation A-18488, was approved on November 28, 2007.
2. Appropriation A-18488 is an appropriation that allows Lower Platte South Natural Resources District to store 87.2 acre-feet of water from a tributary to Oak Creek in the NW 70th Road Reservoir, located in the NE $\frac{1}{4}$ of Section 11, Township 10 North, Range 5 East of the 6th P.M. in Lancaster County.
3. The approval of appropriation A-18488 was conditional upon construction beginning by May 28, 2008.
4. On May 15, 2008, the Department received correspondence from Ed Ubben, Projects Coordinator, Lower Platte South Natural Resources District regarding the NW 70th Road Reservoir. He states that the construction has not begun due to design changes and delays in obtaining a federal permit.
5. Nebraska revised statutes, section 46-238, provide for the cancellation of an appropriation when the appropriator is not in compliance with the construction begin date.

Order

IT IS HEREBY ORDERED:

Appropriation A-18488 and plan P-16929 are CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

August 26, 2008

Brian P. Dunnigan, P.E., Acting 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 Lincoln, Nebraska. A copy of this Order was mailed on August _____, 2008, to the following:

Glen Johnson, Manager
Lower Platte South Natural Resources District
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