

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-18888

WATER DIVISION 2-C

BACKGROUND

1. On June 13, 2012, the Department of Natural Resources (Department) approved application A-18888 for a permit to appropriate water and application A-18887 for a permit to impound water. Application A-18888 was approved to allow the use of water for irrigation of the 104.3 acres of land described below. The appropriator was authorized the use of 12 acre feet of water annually to be diverted from Pavelka Reservoir No. 1 (storage appropriation A-18887) from a pump site located in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, Township 31 North, Range 6 West of the 6th P.M. in Knox County.

Township 31 North, Range 6 West of the 6 th P.M. in Knox County		Acres
Section 27:	NW $\frac{1}{4}$ NW $\frac{1}{4}$	27.8
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	3.8
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	16.4
Section 28:	NE $\frac{1}{4}$ NE $\frac{1}{4}$	38.8
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>17.5</u>
	TOTAL	104.3

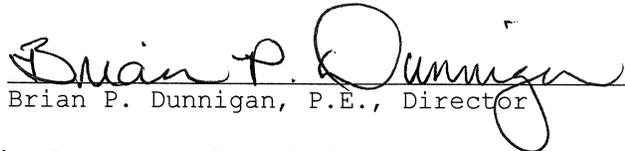
2. The approval of application A-18887 was conditional upon a map of reservoir and specifications according to *Department of Natural Resources Rules of Practice and Procedure, Title 457 Neb. Admin. Code Chapter 11* to be filed in the Department by December 13, 2012.
3. The appropriator did not meet the conditions of the Order approving appropriation A-18887 by failing to file a map of reservoir and specifications in the Department in a timely manner prior to the December 13, 2012, deadline, thereby causing forfeiture of the appropriation and all rights thereof.
4. Storage-use appropriation A-18888 should be cancelled because the source, Pavelka Reservoir No. 1, approved under storage appropriation A-18887 has been cancelled.

ORDER

IT IS HEREBY ORDERED appropriation A-18888 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

April 18, 2013


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 April 18, 2013, to the following:

Delores M. Pavelka
52497 883 Road
Verdigre, Nebraska 68783

Dwaine A. Pavelka
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Verdigre, Nebraska 68783