STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-15748

WATER DIVISION 1-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that the land appurtenant to surface water appropriation A-15748 is divided into two distinct parcels with multiple owners. A portion of the land appurtenant to A-15748 is held by an unnamed Trust, Ruth Ellen King, Trustee; the remainder is held by Colleen Combs, Karen Schachterle, Dean King and Keith King as tenants in common.

2. Appropriation A-15748 has a priority date of January 15, 1981, and authorizes the use of water for irrigation of the 118.24 acres of land described below. The water may be diverted from Buffalo Creek at a point of diversion located in the NW¼SE¼ of Section 36, Township 9 North, Range 19 West of the 6th P.M. in Dawson 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 1.68 cfs.

Township 9 North, Range 19 West of the 6th P.M. in Dawson County		Acres
Section 36:	SW¼NE¼	40.35
	SE¼NE¼	39.39
	NW¼SE¼	9.00
	NE¼SE¼	29.50
	TOTAL	118.24

3. Ruth Ellen King, Trustee, on behalf of the unnamed Trust, filed in the office of the Department a Relinquishment of Water Appropriation, REL-1946, relinquishing the right to divert a portion of the water under appropriation A-15748 for use the land described below:

Township 9 North, Range 19 West of the 6th P.M. in Dawson County		Acres
Section 36:	SW¼NE¼	20.17
	SE¼NE¼	19.71
	NW¼SE¼	9.00
	NE¼SE¼	29.50
	TOTAL	78.38

4. Colleen Combs, Karen Schachterle, Dean King and Keith King filed in the office of the Department a Relinquishment of Water Appropriation, REL-1947, relinquishing the right to divert a portion of the water under appropriation A-15748 for use upon the land described below:

Township 9 North, Range 19 West of the 6th P.M. in Dawson County		Acres
Section 36:	SW¼NE¼	20.18
	SE¼NE¼	19.68
	TOTAL	39.86

5. Appropriation A-15748 is being abandoned and should be cancelled as provided under Department of Natural Resources *Rules for Surface Water, 457 Neb. Admin. Code* ch.3.

ORDER

IT IS HEREBY ORDERED appropriation A-15748 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

August 30, 2010

Brian P. Dunnigan

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 Bridgeport, Nebraska. A copy of this Order was mailed on August 30, 2010, to the following:

Karen Schachterle
75017 Road 450
Elm Creek, Nebraska 68836

Colleen Combs
9 Reservoir Drive
Pueblo, Colorado 81005

Dean King
75025 Road 450
Elm Creek, Nebraska 68836

Keith King
4715 Bywood Ct.
Colorado Springs, Colorado 80906

Ruth Ellen King, Trustee
c/o Karen Schachterle
75017 Road 450
Elm Creek, Nebraska 68836

Cathleen H. Allen
c/o Leininger, Smith, Johnson
Baack, Placzek & Allen
PO Box 790
Grand Island, NE 68802