

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

In the Matter of Water Appropriation)
A-9867, a Permit to Divert Water) ORDER OF CANCELLATION
from Rogers Spring for Irrigation.)
Water Division 1-A.)

This matter came on for consideration before the Director of the Department of Natural Resources (Department) pursuant to Department rule 457 N.A.C. 3. The Director FINDS:

1. Water appropriation A-9867, with a priority date of September 28, 1960, was approved to divert 1.47 cubic feet per second (cfs) of water from Rogers Spring through the Petsch Canal for irrigation of the following described lands:

Township 23 North, Range 58 West		
Scotts Bluff County		Acres
Section 14:	Lot 2	62.9
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	22.9
	Lot 1	17.2
	TOTAL	103.0

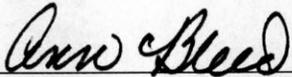
2. On November 1, 2006, a Relinquishment of Water Appropriation was filed in the office of the Department by H. H. Kosman, President of the Platte River Basin Environments, Inc., relinquishing the right to divert water from Rogers Spring for use upon the land described.

It is CONCLUDED that water appropriation A-9867 is being abandoned and should be cancelled as provided under Department rule 457 N.A.C. 3.

It is therefore ORDERED that the water appropriation granted under A-9867 to divert water from Rogers Spring in the amount of 1.47 cfs for use upon the above described lands is hereby CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

December 20, 2006


Ann Bleed, Acting Director

A copy of this Order was mailed on December 20, 2006, to Platte River Basin Environments, Inc., P.O. Box 2308, Scottsbluff, Nebraska 69361 and Steven C. Smith, Pahlke, Smith, Snyder, Pettitt and Eubanks, P.O. Box 1204, Scottsbluff, Nebraska 69363-1204; and provided to the Department's field office, Bridgeport, Nebraska.