

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-2927R

CASE NUMBER 2014-17-PD-1

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-2927R is held by Marilyn Jean Harden.
2. Appropriation A-2927R with a priority date of May 29, 1939, authorizes the use of water for irrigation of the 19 acres of land described below. The water may be diverted from the North Loup River at a point of diversion located on the left bank of the stream in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14, Township 22 North, Range 20 West of the 6th P.M. in Loup County. The rate that water may be diverted shall not exceed one cubic foot per second (cfs) for every 140 acres irrigated at a maximum rate of 0.27 cfs.

Township 22 North, Range 20 West of the 6 th P.M. in Loup County	Acres
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Section 13: NW $\frac{1}{4}$ SW $\frac{1}{4}$	19
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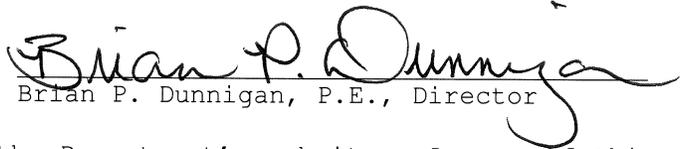
3. The Department has received information concerning the use of surface water appropriation A-2927R that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On May 6, 2014, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-2927R. The Notice was delivered by certified mail to Marilyn Jean Harden, 83409 Lonesome Pine Avenue, Taylor, Nebraska 68879.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-2927R has not been used for its required purpose for more than five consecutive years.
7. *Nebraska Revised Statutes* § 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-2927R is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

August 4, 2014


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 docket clerk and field office in Ord, Nebraska. A copy of this Order was mailed on August 4, 2014, to the following:

Marilyn Jean Harden
83409 Lonesome Pine Avenue
Taylor, Nebraska 68879