

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-18905

WATER DIVISION 2-F

BACKGROUND

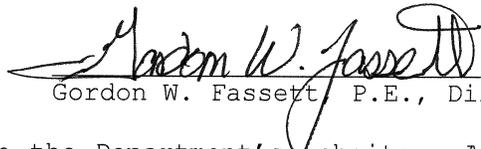
1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-18905 is held by Douglas B. and Barbara K. Byrd.
2. On July 25, 2012, the Department approved application A-18905 subject to the condition that a map prepared according to *Department of Natural Resources Rules of Practice and Procedure, Title 457 Neb. Admin. Code Chapter 10* would be filed within six months of the signing date of the application approval. The required map was not filed in the Department by January 25, 2013, six months after application approval. Therefore, appropriation A-18905 should be cancelled.
3. The approval of appropriation A-18905 was conditional upon the irrigation of the above land by September 1, 2015.
4. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-18905 had not been irrigated by September 1, 2015.
5. *Nebraska Revised Statutes* § 46-229.02(7) provides for the cancellation of unused portions of surface water appropriations.

ORDER

IT IS HEREBY ORDERED appropriation A-18905 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

December 21, 2015


Gordon W. Fassett, 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. Copies of this Order and field investigation report were mailed on December 21, 2015, to the following:

Douglas Byrd
111 Doug Byrd Road
Lucedale, Mississippi 39452

Tim Nolan
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Lynch, Nebraska 68746

Barbara K. Byrd
111 Doug Byrd Road
Lucedale, Mississippi 39452