

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-3938

WATER DIVISION 2-F

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-3938 is held by the Bottorff Family Trust.
2. Appropriation A-3938 has a priority date of August 5, 1946, and authorizes the use of water for irrigation of the 47.0 acres of land described below. The water may be diverted from Aowa Creek at a point of diversion located on the south bank of the stream in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, Township 30 North, Range 06 East of the 6th P.M. in Dixon County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 140 acres irrigated at a maximum combined rate of 0.34 cfs.

Township 30 North, Range 06 East of the 6 th P.M. in Dixon County	Acres
Section 23: SE $\frac{1}{4}$ NW $\frac{1}{4}$	8
SW $\frac{1}{4}$ NE $\frac{1}{4}$	31
NE $\frac{1}{4}$ SW $\frac{1}{4}$	3
NW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>5</u>
TOTAL	47

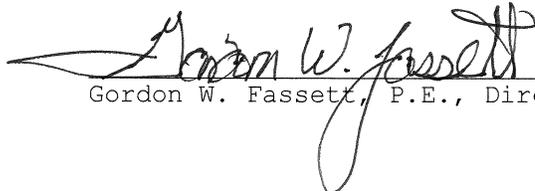
3. On July 6, 2015, Dwight Bottorff and Douglas Bottorff, Co-trustees of the Bottorff Family Trust, filed a Relinquishment of Water Appropriation, REL-5500, in the office of the Department relinquishing the right to divert water under appropriation A-3938 for use upon the land described above.

ORDER

IT IS HEREBY ORDERED appropriation A-3938 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

August 31, 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 Norfolk, Nebraska. A copy of this Order was mailed on August 31, 2015, to the following:

Dwight Bottorff, Co-Trustee
Bottorff Family Trust
59050 879 Road
Ponca, Nebraska 68770

Douglas Bottorff, Co-Trustee
Bottorff Family Trust
4500 Cheyenne
Sioux City, Iowa 51104