

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-19143

WATER DIVISION 1-F

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-19143 is held by Gary A. Bornemeier.
2. Appropriation A-19143, with a priority date of September 19, 2013, authorizes the use of water for irrigation of the 94.7 acres of land described below. The water may be diverted from Stove Creek at a point of diversion located on the right bank of the stream in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, Township 10 North, Range 10 East of the 6th P.M. in Cass County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 1.35 cfs.

Township 10 North, Range 10 East of the 6 th P.M. in Cass County		Acres
Section 16:	NW $\frac{1}{4}$ SE $\frac{1}{4}$	10.0
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	35.2
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	16.5
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>33.0</u>
	TOTAL	94.7

3. The approval of appropriation A-19143 was conditional upon irrigation of the above land by September 1, 2016.
4. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-19143 had not been irrigated by September 1, 2016.
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-19143 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

September 27, 2016


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 Lincoln, Nebraska. Copies of this Order and field investigation report were mailed on September 27, 2016, to the following:

Gary A. Bornemeier
29850 Holdrege Street
Elmwood, Nebraska 68349