STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-18962

WATER DIVISION 2-F

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-18962 is held by Horse Creek Farms.

2. A scrivener's error was made on the Order dated November 2, 2012, approving map number 18308 for application A-18962. The **points** of diversion are located in the **NE¼SW¼ and NE¼SE¼** of Section 24, Township 13 North, Range 13 East of the 6th P.M. in Sarpy County as depicted on map number 18308; the Order only addressed the point of diversion located in the NE¼SE¼ of said legal description.

3. Appropriation A-18962, with a priority date of September 4, 2012, authorizes the use of water for irrigation of the 156.1 acres of land described below. The water may be diverted from Papillion Creek at points of diversion on the right bank of the stream located in the NE¼SW¼ and NE¼SE¼ of Section 24, Township 13 North, Range 13 East of the 6th P.M. in Sarpy 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 2.23 cfs.

Township 13 North, Range 13 East of the 6th P.M. in Sarpy County		Acres
Section 24:	NE¼SW¼	19.7
	SE¼SW¼	37.0
	NW¼SE¼	18.5
	NE¼SE¼	27.4
	SW¼SE¼	33.0
	SE¼SE¼	20.5
	TOTAL	156.1

4. The approval of appropriation A-18692 was conditional upon the irrigation of the above land by September 1, 2015.

5. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-18692 had not been irrigated by September 1, 2015.

6. *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-18692 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

November 15, 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 Norfolk, Nebraska. Copies of this Order and field investigation report were mailed on November 15, 2016, to the following:

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