STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-10088

WATER DIVISION 1-D

Background

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-10088 is held by Anna M. Richert.

2. Appropriation A-10088 authorizes Anna M. Richert to store 56.48 acre-feet of water from a tributary to Wild Cat Creek in Richert Reservoir, located in the SE¼SW¼ of Section 8, Township 12 North, Range 1 East of the 6th P.M. in Seward County.

3. On November 25, 2008, Anna M. Richert filed a Relinquishment of Water Appropriation, REL-1589, in the office of the Department relinquishing the right to impound water under appropriation A-10088 in Richert Reservoir.

4. The owner added an open drawdown to drain the reservoir so the land could be farmed. The reservoir remains dry and only temporarily holds water during storm events.

5. The dam remains and the appropriator must maintain the structure in accordance with the Safety of Dams and Reservoirs Act, Sections 46-1601 to 46-1670 RSS.

Order

IT IS HEREBY ORDERED appropriation A-10088 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

April 29, 2009

/s/
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 field office in Lincoln, Nebraska. A copy of this Order was mailed on April _____, 2009, to the following:

Anna M. Richert
4582 Agnew Road
Gresham, NE 68367