

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-10558

WATER DIVISION 2-C

Background

1. Records on file in the Department of Natural Resources (Department) show surface water appropriation A-10558 is held by Lonnie A. Breiner.
2. Appropriation A-10558 authorizes the use of water for irrigation of the 307.4 acres of land described below. The water may be diverted from Spring Creek at a point of diversion located on the right bank of the stream in the NW¼NE¼ of Section 4, Township 31 North, Range 15 West of the 6<sup>th</sup> P.M. in Holt County. The rate that water may be diverted shall not exceed one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 4.39 cfs (1970 gallons per minute).

<u>Township 31 North, Range 15 West of the</u>		<u>Acres</u>
<u>6<sup>th</sup> P.M. in Holt County</u>		
Section 3:	NW¼NW¼	39.0
	NE¼NW¼	38.0
	SW¼NW¼	39.0
	SE¼NW¼	40.0
	NW¼NE¼	9.5
	SW¼NE¼	27.5
	NW¼SW¼	39.0
	NE¼SW¼	35.4
	NW¼SE¼	<u>40.0</u>
	TOTAL	307.4

3. Lonnie A. Breiner filed REL-1595, a relinquishment of water appropriation, in the office of the Department relinquishing the right to divert water under appropriation A-10558 for use upon the land described above.

Order

IT IS HEREBY ORDERED appropriation A-10558 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

February 9, 2009

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/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 Ord, Nebraska. A copy of this Order was mailed on February \_\_\_\_\_, 2009, to the following:

Lonnie A. Breiner  
89265 472<sup>nd</sup> Avenue  
Stuart NE 68780