

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN PART OF WATER APPROPRIATION A-11048

WATER DIVISION 2-C

Background

1. Records on file in the Department of Natural Resources (Department) show surface water appropriation A-11048 is held by Lonnie A. Breiner.
2. The Order of February 9, 1968, authorizes the use of water for irrigation of the 95.85 acres of land described below.

<u>Township 32 North, Range 15 West of the</u>		
<u>6th P.M. in Holt County</u>		<u>Acres</u>
Section 34:	NW $\frac{1}{4}$ SE $\frac{1}{4}$	22.50
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	34.50
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	17.75
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>23.10</u>
	TOTAL	95.85

3. Map number 10023 depicted the land authorized for irrigation under appropriation A-11048 and corresponds with the Order in total acres of land irrigated as shown above. However, the land listed in the Order contained a scrivener's error. The correct description of the 95.85 acres of land authorized for irrigation under appropriation A-11048 is described below. The water may be diverted from Big Sandy Creek at a point of diversion located on the right bank of the stream in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 32 North, Range 15 West of the 6th 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 1.37 cfs (615 gallons per minute).

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	NE $\frac{1}{4}$ SE $\frac{1}{4}$	34.50
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	SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>23.10</u>
	TOTAL	95.85

4. On December 3, 2008, Lonnie A. Breiner filed application EXT-1591 for a permit for an expedited transfer of the location of use for 95.80 acres of the 95.85 acres under surface water appropriation A-11048.

