

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

DISMISSAL OF EXPEDITED TRANSFER EXT-9880

FOR WATER APPROPRIATIONS A-4420AR, A-4420BR, A-4420CR AND A-4420DR

WATER DIVISION 2-D

FINDINGS

1. On March 17, 2023, Scott and Raberta Starr filed in the Department of Natural Resources (Department) application EXT-9880 for a permit for an expedited transfer of the location of use for all the land authorized to be irrigated by appropriations A-4420AR, A-4420BR, A-4420CR and A-4420DR.
2. Expedited transfer applications are authorized under *Neb. Rev. Stat.* §46-291 (1).
3. At the time the application was filed, Department records showed that surface water appropriations A-4420AR, A-4420BR, A-4420CR and A-4420DR were held by Scott and Raberta Starr.
4. On April 17, 2023, Levi Gordon Glines filed a notice of change of ownership and warranty deed in the Department showing that he owns the land appurtenant to A-4420CR and A-4420DR.

CONCLUSION

Neb. Rev. Stat. §46-291 (1) (d) requires, in part, that "all the land involved in the transfer is under the same ownership..". Therefore, because the land has been divided into distinct parcels with multiple owners, EXT-9880 should be dismissed.

ORDER

Application EXT-9880 for a permit for an expedited transfer of the location of use is DISMISSED.

DEPARTMENT OF NATURAL RESOURCES



Thomas E. Riley, P.E., Director

May 4, 2023

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 Bridgeport Nebraska. A copy of this Order was mailed to the following:

Levi Gordon Glines
PO Box 66
Smithwick, Nebraska 57782

Scott & Raberta Starr
212 Starr Drive
Stapleton, Nebraska 69163