

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-11680

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-11680 is held by Mark C. and Helen K. Westmeyer and Kari L. Westmeyer.
2. Appropriation A-11680 with a priority date of March 28, 1969, authorizes the use of water for irrigation of the 22 acres of land described below. The water may be diverted from the Loup River through the Columbus-Genoa Canal at a point of diversion located in the NW $\frac{1}{4}$ of Section 06, Township 16 North, Range 04 West of the 6th P.M. in Nance County and withdrawn from the canal in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ in Section 26, Township 18 North, Range 02 West of the 6th P.M. in Platte 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 combined rate of 0.31 cfs from all points of diversion.

Township 18 North, Range 02 West of the	
<u>6th P.M. in Platte County</u>	
	Acres
Section 26: SW $\frac{1}{4}$ SW $\frac{1}{4}$	10
SE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>12</u>
TOTAL	22


3. The Department has received information concerning the use of surface water appropriation A-11680 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On February 10, 2025, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-11680. The Notice was delivered by certified mail to Kari Westmeyer, 30559 265 Street, Platte Center, Nebraska 68653 and Mark C. and Helen K. Westmeyer, 32399 276 Street, Platte Center, Nebraska 68653.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-11680 has not been used for its required purpose for more than five consecutive years.
7. *Nebraska Revised Statutes* § 46-229.02 provides that an appropriation not used for a beneficial purpose for more than five consecutive years may be cancelled.

ORDER

IT IS HEREBY ORDERED appropriation A-11680 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

March 21, 2025



Jesse Bradley, P.G., Interim Director

A copy of this Order was posted on the Department's website. Copies of this Order were provided to the Department's docket clerk and field office in Norfolk, Nebraska. A copy of this Order was mailed to the following:

Kari Westmeyer
30559 265 Street
Platte Center, Nebraska 68653

Mark C. and Helen K. Westmeyer
32399 276 Street
Platte Center, Nebraska 68653