

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-19462

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-19462 is held by Carol S. Frenzel, subject to the Dorothy J. Horn Life Estate.
2. Appropriation A-19462, with a priority date of August 19, 2016, authorizes the use of water for irrigation of the 112.7 acres of land described below. The water may be diverted from Cedar Creek at a point of diversion located on the left bank of the stream in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 07, Township 11 North, Range 12 East of the 6th P.M. in Cass County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum rate of 1.61 cfs.

Township 11 North, Range 12 East of the 6 th P.M. in Cass County	Acres
Section 07: NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0
NE $\frac{1}{4}$ SE $\frac{1}{4}$	26.1
SW $\frac{1}{4}$ SE $\frac{1}{4}$	32.4
SE $\frac{1}{4}$ SE $\frac{1}{4}$	14.2
TOTAL	112.7

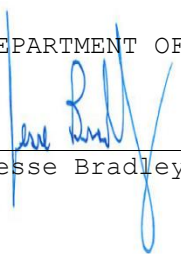
3. The approval of appropriation A-19462 was conditional upon the irrigation of the above land by September 1, 2020.
4. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-19462 had not been irrigated by September 1, 2020.
5. *Nebraska Revised Statutes* § 46-229.02(7) provides for the cancellation of unused portions of surface water appropriations.

ORDER

IT IS HEREBY ORDERED appropriation A-19462 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

September 29, 2020



Jesse Bradley, Interim 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. Copies of this Order and field investigation report were mailed on September 29, 2020, to the following:

Carol S. Frenzel
12508 Waverly Road
Weeping Water, Nebraska 68463

Dorothy J. Horn Life Estate
27710 Adams Street
Elmwood, Nebraska 68349

Chad Frenzel, Operator
12508 Waverly Road
Weeping Water, Nebraska 68463