

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-19573

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-19573 is held by Marlene Thomas.
2. Appropriation A-19573, with a priority date of November 30, 2017, authorizes the use of 0.11 cubic foot per second (cfs) of water, not to exceed 100,000 gallons per annum, for the purpose of wetland enhancement of the following land:

Township 14 North, Range 09 East of the
6th P.M. in Saunders County Acres

Section 01: SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1

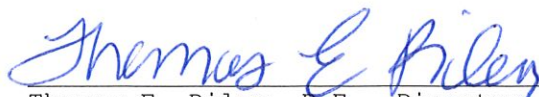
3. The water may be diverted from the Platte River at a point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 01, Township 14 North, Range 09 East of the 6th P.M. in Saunders County
4. The approval of appropriation A-19573 was conditional upon the water having been beneficially applied for wetland enhancement to the above land by September 1, 2020.
5. Department personnel performed a field investigation and determined that water had not been beneficially applied to land approved for wetland enhancement under appropriation A-19573 by September 1, 2020.
6. *Nebraska Revised Statutes* § 46-229.02(7) provides for the cancellation of an entire surface water appropriation if found that water has not been beneficially applied.

ORDER

IT IS HEREBY ORDERED appropriation A-19573 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

December 7, 2020


Thomas E. Riley, 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 Lincoln, Nebraska. Copies of this Order and field investigation report were mailed on December 7, 2020, to the following:

Marlene Thomas
c/o Michael Thomas, POA
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Yutan, Nebraska 68073

Brauk Thomas
1440 County Road 4
Yutan, Nebraska 68073