

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-19136

WATER DIVISION 2-F

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-19136 is held by Triple B, Inc.
2. Appropriation A-19136, with a priority date of August 29, 2013, authorizes the use of water for irrigation of the 31.5 acres of land described below. The water may be diverted from Morrison Reservoir No. 1 (storage appropriation A-19135) from a pump site located in Lot 1 of Section 21, Township 35 North, Range 11 West of the 6th P.M. in Boyd County. Water diverted shall not exceed 43.5 acre-feet annually.

<u>Township 35 North, Range 11 West of the 6th P.M. in Boyd County</u>	<u>Acres</u>
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Section 21: Lot 2	31.5
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3. The approval of appropriation A-19136 was conditional upon the irrigation of the above land by September 1, 2017.
4. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-19136 had not been irrigated by September 1, 2017.
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-19136 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES



Thomas E. Riley, P.E., Director

February 8, 2022

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 Ord, Nebraska. Copies of this Order and field investigation report were mailed on February 8, 2022, to the following:

William H. Birkel
Triple B Inc.
3761 L Road
David City, Nebraska 68632

Justine L. Shoemaker, Operator
48371 Springdale Road
Ord, Nebraska 68862