

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-19636

WATER DIVISION 1-D

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-19636 is held by Daniel L. Riha and Regina Riha Skala.
2. Appropriation A-19636, with a priority date of April 17, 2019, authorizes the use of water for irrigation of the 123.2 acres of land described below. The water may be diverted from a tributary to the North Branch of the Big Blue River at points of diversion located on both banks of the stream in the E $\frac{1}{2}$ SE $\frac{1}{4}$  of Section 21, Township 15 North, Range 02 East of the 6<sup>th</sup> P.M. in Butler County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 70 acres irrigated at a maximum combined rate of 1.76 cfs from all points of diversion.

<u>Township 15 North, Range 02 East of the 6<sup>th</sup> P.M. in Butler County</u>	<u>Acres</u>
Section 21: NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.1
NE $\frac{1}{4}$ SE $\frac{1}{4}$	30.3
SW $\frac{1}{4}$ SE $\frac{1}{4}$	26.3
SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>26.5</u>
TOTAL	123.2

3. The approval of appropriation A-19636 was conditional upon the irrigation of the above land by September 1, 2022.
4. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-19636 had not been irrigated by September 1, 2022.
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-19636 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES



Thomas E. Riley, P.E., Director

December 28, 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 Lincoln, Nebraska. Copies of this Order and field investigation report were mailed to the following:

Danny L. Riha  
1070 34<sup>th</sup> Road  
David City, Nebraska 68632

Regina Riha Skala  
978 35<sup>th</sup> Road  
David City, Nebraska 68632