

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-18676

WATER DIVISION 2-F

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-18676 is held by Cody Cox; Stephen P. and Beth M. Manzer; and Taylor and Megan Hanefeldt.
2. Appropriation A-18676 with a priority date of September 3, 2009, authorizes the use of water for irrigation of the 140.1 acres of land described below. The water may be diverted from Bazile Creek at a point of diversion located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, Township 30 North, Range 05 West of the 6th P.M. in Knox County. The rate that water may be diverted shall not exceed 1.69 cubic feet per second (cfs).

Township 30 North, Range 05 West of the 6 th P.M. in Knox County		Acres
Section 11:	NE $\frac{1}{4}$ SW $\frac{1}{4}$	30.4
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	25.7
	NW $\frac{1}{4}$ SE $\frac{1}{4}$	8.4
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	16.7
Section 14:	NE $\frac{1}{4}$ NW $\frac{1}{4}$	14.0
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	25.7
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	14.8
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	<u>4.4</u>
TOTAL		140.1

3. The Department has received information concerning the use of surface water appropriation A-18676 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On December 29, 2022, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-18676. The Notice was delivered by certified mail to Steven P. and Beth M. Manzer, 811 North Hill Street, Osmond, Nebraska 68765; Taylor and Megan Hanefeldt, 87904 533 Avenue, Center, Nebraska 68724; and Cody Cox, P.O. Box 232, Hoskins, Nebraska 68740
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-18676 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-18676 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES



February 1, 2023

Thomas E. Riley, P.E., 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:

Steven P. and Beth M. Manzer
811 North Hill Street
Osmond, Nebraska 68765

Cody Cox
P.O. Box 232
Hoskins, Nebraska 68740

Taylor and Megan Hanefeldt
87904 533 Avenue
Center, Nebraska 68724