

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-18909

WATER DIVISION 2-C

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-18909 is held by Kuck Investment Partners, LP.
2. Appropriation A-18909, with a priority date of April 16, 2012, authorizes the use of water for irrigation of the 148.5 acres of land described below. The water may be diverted from Coon Creek at a point of diversion located on the left bank of the stream in the NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 26, Township 32 North, Range 19 West of the 6<sup>th</sup> P.M. in Rock 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 2.12 cfs.

Township 32 North, Range 19 West of the 6 <sup>th</sup> P.M. in Rock County	Acres	Township 32 North, Range 19 West of the 6 <sup>th</sup> P.M. in Rock County	Acres
Section 25: NW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	4.5	Section 27: NE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	0.8
		SE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	24.5
Section 26: NW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	3.2		
NE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	1.8	NE <sup>1</sup> / <sub>4</sub> SE <sup>1</sup> / <sub>4</sub>	<u>3.9</u>
SW <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	36.8		
SE <sup>1</sup> / <sub>4</sub> NW <sup>1</sup> / <sub>4</sub>	16.7	TOTAL	148.5
NW <sup>1</sup> / <sub>4</sub> SW <sup>1</sup> / <sub>4</sub>	6.5		
NE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	23.8		
SW <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	15.1		
SE <sup>1</sup> / <sub>4</sub> NE <sup>1</sup> / <sub>4</sub>	10.9		

3. The approval of appropriation A-18909 was conditional upon the irrigation of the above land by September 1, 2023.
4. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-18909 had not been irrigated by September 1, 2023.
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-18909 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES



October 5, 2023

---

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

Susan J. Kuck  
Kuck Investment Partners, LP  
692 West Lakeshore Drive  
Lincoln, Nebraska 68528