STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-18554 AND PLAN P-17129

WATER DIVISION 1-C

Background

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-18554 is held by the Little Blue Natural Resources District (District).

2. Appropriation A-18554 and plan number P-17129 were approved by the Department on November 24, 2008.

3. Appropriation A-18554 authorizes the appropriator to impound 207.3 acre-feet of water from a tributary to Little Sandy Creek to be stored in Reservoir Number 12, located in the S½SE¼ of Section 25, Township 4 North, Range 1 East of the 6th P.M. in Jefferson County.

4. The approval was conditional upon commencement of construction by May 24, 2009.

5. On May 5, 2009, the Department received correspondence from Mike Onnen, on behalf of the District, regarding A-18554. Mr. Onnen stated that the construction has not begun due to the District Board terminating the project for financial reasons.

6. Nebraska Revised Statutes Section 46-238 provides for the cancellation of an appropriation in the event that the appropriator fails to comply with the terms of the approval.

Order

1. IT IS HEREBY ORDERED that appropriation A-18554 and plan number P-17129 are CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

June 24, 2009

/s/
Brian P. Dunnigan, P.E., Director

A copy of this Order was posted on the Department's website and provided to the Department's field office in Lincoln, Nebraska. A copy of this Order was mailed on June _____, 2009, to the following:

Mike Onnen, Manger
Little Blue Natural Resources District
PO Box 100
Davenport NE 68335