

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-13618

WATER DIVISION 1-D

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-13618 is held by Cheryl J. Myers.
2. A search of the records of the Fillmore County Register of Deeds indicates the land located in the SW $\frac{1}{4}$ of Section 34, Township 06 North, Range 02 West of the 6th P.M. in Fillmore County appurtenant to A-13618 is owned by Janice L. Myers.
3. The Department has received information that Cheryl J. Myers' husband, Kent Myers, may have a spousal interest in the land appurtenant to A-13618.
4. The Department has received information that Janice L. Myers' husband, Kurt Myers, may have a spousal interest in the land appurtenant to A-13618.
5. Appropriation A-13618 has a priority date of June 11, 1975, and authorizes the use of water for irrigation of the 123.5 acres of land described below. The water may be diverted from a tributary to the South Fork of Turkey Creek at points of diversion located in the S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 06 North, Range 02 West of the 6th P.M. in Fillmore 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.

Township 06 North, Range 02 West of the
6th P.M. in Fillmore County

	Acres
Section 34: NW $\frac{1}{4}$ NE $\frac{1}{4}$	10.5
SW $\frac{1}{4}$ NE $\frac{1}{4}$	34.0
SE $\frac{1}{4}$ NE $\frac{1}{4}$	5.0
NE $\frac{1}{4}$ SW $\frac{1}{4}$	34.0
SE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>40.0</u>
TOTAL	123.5

6. On July 14, 2016, Kent and Cheryl J. Myers and Kurt and Janice L. Myers filed a Relinquishment of Water Appropriation, REL-5740, in the office of the Department relinquishing the right to divert water under appropriation A-13618 for use upon the land described above.

ORDER

IT IS HEREBY ORDERED appropriation A-13618 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

July 29, 2016


Gordon W. Fassett, 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 Lincoln, Nebraska. A copy of this Order was mailed on July 29, 2016, to the following:

Kent and Cheryl J. Myers
920 Road 15
Geneva, Nebraska 68361

Kurt and Janice L. Myers
1016 Road 15
Geneva, Nebraska 68361