

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-13746

WATER DIVISION 1-F

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-13746 is held by Michael L. Schardt.
2. A search of records of the Johnson County Register of Deeds indicates a portion of the land approved for irrigation under A-13746 located in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 25, Township 04 North, Range 11 East of the 6th P.M. in Johnson County is owned by the Farmers Cooperative Company.
3. Appropriation A-13746 has a priority date of August 19, 1975, and authorizes the use of water for irrigation of the 293.4 acres of land described below. The water may be diverted from the North Fork of the Big Nemaha River at points of diversion located on both banks of the stream in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25, Township 04 North, Range 11 East of the 6th P.M. in Johnson 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 4.19 cfs from all points of diversion.

<u>Township 04 North, Range 11 East of the</u>		
<u>6th P.M. in Johnson County</u>		<u>Acres</u>
Section 25:	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.0
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	30.9
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	9.6
	NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
	SW $\frac{1}{4}$ SW $\frac{1}{4}$	24.9
	SE $\frac{1}{4}$ SW $\frac{1}{4}$	38.2
Section 26:	SW $\frac{1}{4}$ NE $\frac{1}{4}$	12.5
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	40.0
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>17.3</u>
	TOTAL	293.4

4. On July 5, 2016, Michael L. Schardt filed a Relinquishment of Water Appropriation, REL-5714, in the office of the Department relinquishing the right to divert water under appropriation A-13746 for use upon the land described above, except for 2.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 25, Township 04 North, Range 11 East of the 6th P.M. in Johnson County.

5. On July 6, 2016, Dale A. Piper, on behalf of the Farmers Cooperative Company, filed a Relinquishment of Water Appropriation, REL-5726, in the office of the Department relinquishing the right to divert water under appropriation A-13746 for use upon 2.0 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 25, Township 04 North, Range 11 East of the 6th P.M in Johnson County.

ORDER

IT IS HEREBY ORDERED appropriation A-13746 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

September 23, 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 September 23, 2016, to the following:

Michael L. Schardt
62312 Highway 69
Elk Creek, Nebraska 68348

Dale A. Piper, President
Farmers Cooperative Company
P.O. Box 70
Waverly, Nebraska 68462