STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-10148

WATER DIVISION 1-D

Background

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-10148 is held by Albert W. Richert.

2. Appropriation A-10148 authorizes Albert W. Richert to store 18.77 acre-feet of water from a tributary to Wild Cat Creek in Richert Reservoir Number 2, located in the SE¼NW¼ of Section 17, Township 12 North, Range 1 East of the 6th P.M. in Seward County.

3. Albert W. Richert filed a Relinquishment of Water Appropriation, REL-1586, in the office of the Department relinquishing the right to impound water under appropriation A-10148 in Richert Reservoir Number 2.

4. The owner added an open drawdown to drain the reservoir so the land could be farmed. The reservoir remains dry and only temporarily holds water during storm events.

5. The dam remains and the appropriator must maintain the structure in accordance with the Safety of Dams and Reservoirs Act, Sections 46-1601 to 46-1670 RSS.

Order

IT IS HEREBY ORDERED appropriation A-10148 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

April 29, 2009

/s/
Brian P. Dunnigan, 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 April _____, 2009, to the following:

Albert W. Richert
207 Blaine Street
Waco, NE 68460