

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-18152

WATER DIVISION 1-D

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-18152 is held by Ernie Shonka, Jr. and William F. and Agnes A. Shonka.
2. Appropriation A-18152, with a priority date of March 12, 2003, authorizes the use of water for irrigation of the 30 acres of land described below. The water may be diverted from the Big Blue River at a point of diversion located in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 16, Township 13 North, Range 1 East of the 6th P.M. in Butler 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 0.43 cfs.

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| Township 13 North, Range 1 East of the 6 th P.M. in Butler County | Acres |
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| Section 16: SE $\frac{1}{4}$ NW $\frac{1}{4}$ | 30 |
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3. The approval of appropriation A-18152 was conditional upon the irrigation of the above land by September 1, 2005.
4. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-18152 had not been irrigated by September 1, 2005.
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-18152 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

April 17, 2012


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. Copies of this Order and field investigation report were mailed on April 17, 2012, to the following:

Ernie Shonka, Jr.
330 24 $\frac{1}{2}$ Road
Surprise, Nebraska 68667

William F. and Agnes A. Shonka
2117 406 Road
Gresham, Nebraska 68367