

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-18207

WATER DIVISION 1-D

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-18207 is held by Leon Cederlind.
2. Appropriation A-18207, with a priority date of December 12, 2003, authorizes the use of water for irrigation of the 22 acres of land described below. The water may be diverted from Lincoln Creek at points of diversion located on the stream in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29, Township 11 North, Range 7 West of the 6th P.M. in Hamilton County. The rate that water may be diverted shall not exceed one cubic foot per second (cfs) for every 70 acres irrigated at a maximum combined rate of 0.31 cfs from all points of diversion.

<u>Township 11 North, Range 7 West of the</u> <u>6th P.M. in Hamilton County</u>	<u>Acres</u>
Section 29: NW $\frac{1}{4}$ NE $\frac{1}{4}$	22

3. The approval of appropriation A-18207 was conditional upon the irrigation of the above land by September 1, 2007.
4. On March 5, 2008, Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-18207 had not been irrigated by September 1, 2007. This water appropriation was not cancelled at that time due to recent closing notices.
5. On July 21, 2011, Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-18207 had never been irrigated since the approval of A-18207.

6. *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-18207 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

September 13, 2011


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 September 13, 2011, to the following:

Leon Cederlind
807 West 15th Road
Phillips, Nebraska 68865