

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-9149

WATER DIVISION 1-D

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-9149 is held by the Duane Allington Trust.
2. Appropriation A-9149 has a priority date of January 29, 1957, and authorizes the use of water for irrigation of the 35 acres of land described below. The water may be diverted from Bill's Creek at a point of diversion located on the east bank of the stream in the NE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 11, Township 2 North, Range 6 East of the 6<sup>th</sup> P.M. in Gage 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 rate of 0.50 cfs.

Township 2 North, Range 6 East of the 6 <sup>th</sup> P.M. in Gage County		Acres
Section 11:	NE $\frac{1}{4}$ NW $\frac{1}{4}$	3
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	1
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	15
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	<u>16</u>
	TOTAL	35

3. On September 16, 2011, Ronald G. Sutter, President of Pinnacle Trust Services, on behalf of Pinnacle Bank, Trustee, on behalf of the Duane Allington Trust, filed a Relinquishment of Water Appropriation, REL-2161, in the office of the Department relinquishing the right to divert water under appropriation A-9149 for use upon the land described above.

ORDER

IT IS HEREBY ORDERED appropriation A-9149 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

October 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. A copy of this Order was mailed on October 13, 2011, to the following:

Duane Allington Trust  
Pinnacle Bank, Trustee  
Ron Sutter, President  
Pinnacle Trust Department  
P.O. Box 100  
Beatrice, Nebraska 68310

Don Kostal, Operator  
11106 West Willow Road  
Odell, Nebraska 68415