

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN PART OF WATER APPROPRIATION A-11816B

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-11816B is held by Leatrice J. Knopik.
2. Appropriation A-11816B has a priority date of October 24, 1969, and authorizes the use of water for irrigation of the 11.0 acres of land described below. The water may be diverted from the Cedar River at a point of diversion located on the left bank of the stream in the NW¹/₄NE¹/₄ of Section 11, Township 16 North, Range 6 West of the 6th P.M. in Nance County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 82 acres irrigated at a maximum rate of 0.14 cfs.

<u>Township 16 North, Range 6 West of the 6th P.M. in Nance County</u>		<u>Acres</u>
Section 1:	SW ¹ / ₄ SW ¹ / ₄	2.0
Section 2:	SE ¹ / ₄ SE ¹ / ₄	<u>9.0</u>
	TOTAL	11.0

3. On March 21, 2014, Leatrice J. Knopik filed relinquishment REL-4999, relinquishing the right to divert water under a portion of appropriation A-11816B to irrigate the 2.4 acres of land described below.

<u>Township 16 North, Range 6 West of the 6th P.M. in Nance County</u>		<u>Acres</u>
Section 2:	SE ¹ / ₄ SE ¹ / ₄	2.4

ORDER

IT IS HEREBY ORDERED:

1. Part of appropriation A-11816B at the rate of 0.03 cfs for use upon the land described below is CANCELLED.

<u>Township 16 North, Range 6 West of the 6th P.M. in Nance County</u>		<u>Acres</u>
Section 2:	SE ¹ / ₄ SE ¹ / ₄	2.4

2. Appropriation A-11816B now authorizes the appropriator to divert water from the Cedar River to irrigate the 8.6 acres of land described below and depicted on map number 18858 which is made a part of this Order. The point of diversion remains in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 11, Township 16 North, Range 6 West of the 6th P.M. in Nance County. Water diverted shall not exceed the ratio of one cfs for every 82 acres irrigated at a maximum rate of 0.11 cfs (49 gallons per minute).

<u>Township 16 North, Range 6 West of the</u>		
<u>6th P.M. in Nance County</u>		<u>Acres</u>
Section 1:	SW $\frac{1}{4}$ SW $\frac{1}{4}$	2.0
Section 2:	SE $\frac{1}{4}$ SE $\frac{1}{4}$	<u>6.6</u>
TOTAL		8.6

3. All terms and conditions of appropriation A-11816B remain in effect unless specifically changed by this Order.
4. The appropriator must comply with all relevant statutes. This includes, but is not limited to, the following:
- A. Notify the Department of any change in ownership or address.
 - B. Notify the Department of the name and address of the person responsible for the use of the water appropriation (this may include farm managers, tenants, or relatives that actually apply the water to the approved use).
 - C. Obtain approval from the Department prior to taking any action that changes the location of the point of diversion, the location of the place of use, the type of use, or the type of appropriation.

ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to surface water appropriations and any orders issued by the Director of the Department of Natural Resources may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

Nebraska law provides that failure to use a portion or all of a perfected appropriation for more than five consecutive years may result in cancellation of the appropriation.

This appropriation is not a guarantee that water will be available. Nebraska law gives priority to senior appropriations. This appropriation may be closed if there is insufficient water to satisfy senior appropriations. If you are not able to divert sufficient amounts of water, you may call for water by contacting your local field office.

DEPARTMENT OF NATURAL RESOURCES

April 28, 2014


Brian P. Dunnigan, P.E., Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 18858 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 18858 were mailed on April 28, 2014, to the following:

Leatrice J. Knopik
914 7th Street
Fullerton, Nebraska 68638

Kenneth J. Knopik
12506 North 530th Street
Palmer, Nebraska 68864