

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF DISMISSAL OF RELINQUISHMENTS REL-2203

REL-2205 AND REL-2207

FOR WATER APPROPRIATION A-6476

WATER DIVISION 1-A

BACKGROUND

1. Appropriation A-6476 is held by the Central Nebraska Public Power and Irrigation District to divert water from Kingsley Reservoir for supplemental irrigation of land under natural flow appropriation D-653, which is held by Paxton Hershey Water Company. Water is diverted via the Paxton-Hershey Canal at its headgate located in the SW<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub> of Section 18, Township 14 North, Range 33 West of the 6<sup>th</sup> P.M. in Lincoln County.
2. On October 28, 2011, Paxton Hershey Water Company and individual landowners filed in the Department of Natural Resources (Department) Relinquishment in Part of Surface Water Appropriation REL-2203, REL-2205 and REL-2207 relinquishing the right to divert portions of the water appropriated under A-6476.
3. The appropriator listed on REL-2203, REL-2205 and REL-2207 incorrectly indicates Paxton Hershey Water Company.
4. On January 18, 2012, Don Kraus, General Manager of the Central Nebraska Public Power and Irrigation District and individual landowners filed in the Department Relinquishments in Part of Surface Water Appropriation REL-2261, REL-2262 and REL-2263 relinquishing the right to divert portions of the water appropriated under A-6476.
5. Relinquishments REL-2261, REL-2262 and REL-2263 were filed by the appropriator, Central Nebraska Public Power and Irrigation District, to take the place of REL-2203, REL-2205 and REL-2207. The Department has acted upon REL-2261, REL-2262 and REL-2263 in an order dated March 11, 2014.
6. Relinquishments REL-2203, REL-2205 and REL-2207 were not filed by the appropriator of record and have been replaced by subsequent relinquishments filed in the Department, and therefore should be dismissed.

ORDER

IT IS HEREBY ORDERED Relinquishments in Part of Surface Water Appropriation REL-2203, REL-2205 and REL-2207 are DISMISSED.

DEPARTMENT OF NATURAL RESOURCES

April 15, 2014

  
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 Bridgeport. A copy of this Order was mailed on April 15, 2014, to the following:

Dale Fisher, Secretary-Treasurer  
Paxton Hershey Water Company  
27256 West Platte Valley Road  
Hershey, Nebraska 69143

Donald Kraus, General Manager  
Central Nebraska Public Power and Irrigation District  
P.O. Box 740  
Holdrege, Nebraska 68949-0740