

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-14307

WATER DIVISION 2-A

Background

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-14307 is held by Hazel R. Paul.
2. Appropriation A-14307 authorizes the use of water for irrigation of the 30.2 acres of land described below. The water may be diverted from the Middle Loup River at a point of diversion located on the left bank of the stream in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 14 North, Range 10 West of the 6th P.M. in Howard County, Nebraska. 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 0.43 cfs.

Township 14 North, Range 10 West of the 6 th P.M. in Howard County		Acres
Section 10:	NE $\frac{1}{4}$ NW $\frac{1}{4}$	4.0
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	3.2
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	15.9
	NW $\frac{1}{4}$ NE $\frac{1}{4}$	<u>7.1</u>
	TOTAL	30.2

3. On March 20, 2009, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-14307. The notice was delivered by certified mail to Hazel R. Paul, 602 O Street, Apartment 302, St. Paul, NE 68873.
4. No contest of the Preliminary Determination of Nonuse was received in the Department.
5. Nebraska Revised Statutes Section 46-229.02 provides that an appropriation not used for a beneficial purpose for more than five consecutive years may be cancelled.

Order

IT IS HEREBY ORDERED appropriation A-14307 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

July 28, 2009

/s/

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 Ord, Nebraska. A copy of this Order was mailed on July _____, 2009, to the following:

Hazel R. Paul
602 O Street, Apartment 302
St. Paul, NE 68873

cc: Daryl Anderson, Operator
1033 11th Avenue
St. Paul, NE 68873