

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-14354

WATER DIVISION 2-A

Background

Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-14354 is held by Bateman, Bateman & Moore.

1. Appropriation A-14354 authorizes the use of water for irrigation of the 48 acres of land described below. The water may be diverted from Cedar Creek at a point of diversion located on the left bank of the stream in the NW1/4NE1/4 of Section 2, Township 11 North, Range 15 West of the 6th P.M. in Buffalo 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 0.69 cfs.

Township 11 North, Range 15 West of the 6 th P.M. in Buffalo County		Acres
Section 2:	NW1/4NW1/4	4
	NE1/4NW1/4	29
	SE1/4NW1/4	5
	NW1/4SE1/4	<u>10</u>
	TOTAL	48

On March 16, 2009, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-14354. The notice was delivered by certified mail to Bateman, Bateman & Moore, in care of Neil Bateman, 1444 Sunburst Lane, Lincoln, NE 68506.

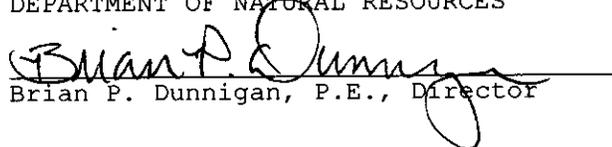
2. No contest of the Preliminary Determination of Nonuse was received in the Department.
3. Nebraska Revised Statutes Section 46-229.02, provides that an appropriation not used for a beneficial purpose for more than five consecutive years may be cancelled.

Order

IT IS HEREBY ORDERED appropriation A-14354 is CANCELLED.

April 17, 2009

DEPARTMENT OF NATURAL RESOURCES


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 April 17th, 2009, to the following:

Bateman, Bateman & Moore
Neil Bateman
1444 Sunburst Lane
Lincoln, NE 68506

Kevin Standage
34750 Poole Road
Ravenna, NE 68869