STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN PART OF WATER APPROPRIATION A-17916

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-17916 is held by John and Jamie Siegel.

2. Appropriation A-17916 has a priority date of September 29, 2000, and authorizes the use of water for irrigation of the 118.1 acres of land described below. The water may be diverted from Mud (Beaver) Creek at points of diversion located on both banks of the stream in the SW¼NW¼ of Section 34, Township 14 North, Range 16 West of the 6th P.M. in Sherman County. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 168 acres irrigated at a maximum combined rate of 0.70 cfs from all points of diversion.

Township 14 North, Range 16 West of the 6th P.M. in Sherman County		Acres
Section 27:	SW¼SW¼	10.1
Section 34:	NW¼NW¼	39.0
	NE¼NW¼	21.0
	SW¼NW¼	25.0
	SE¼NW¼	23.0
	TOTAL	118.1

3. On July 29, 2013, John C. and Jamie Siegel filed relinquishment REL-4792, relinquishing the right to divert water under a portion of appropriation A-17916 to irrigate the 89.7 acres of land described below.

Township 14 North, Range 16 West of the 6th P.M. in Sherman County		Acres
Section 27:	SW¼SW¼	10.1
Section 34:	NW¼NW¼	39.0
	NE¼NW¼	21.0
	SW¼NW¼	9.8
	SE¼NW¼	9.8
	TOTAL	89.7

ORDER

IT IS HEREBY ORDERED:

1. Part of appropriation A-17916 at the rate of 0.53 cfs for use upon the land described below is CANCELLED.

Township 14 North, Range 16 West of the 6th P.M. in Sherman County		Acres
Section 27:	SW¼SW¼	10.1
Section 34:	NW¼NW¼	39.0
	NE¼NW¼	21.0
	SW¼NW¼	9.8
	SE¼NW¼	9.8
	TOTAL	89.7

2. Appropriation A-17916 now authorizes the appropriator to divert water from Mud (Beaver) Creek to irrigate the 28.4 acres of land described below and depicted on map number 18372 which is made a part of this Order. The points of diversion remain on both banks of the SW¼NW¼ of Section 34, Township 14 North, Range 16 West of the 6th P.M. in Sherman County. Water diverted shall not exceed the ratio of one cfs for every 168 acres irrigated at a maximum combined rate of 0.17 cfs (76 gallons per minute) from all points of diversion.

Township 14 North, Range 16 West of the 6th P.M. in Sherman County		Acres
Section 34:	SW¼NW¼	15.2
	SE¼NW¼	13.2
	TOTAL	28.4

3. All terms and conditions of appropriation A-17916 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

September 5, 2013

Brian P. Dunnigan

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 18372 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 18372 were mailed on September 5, 2013, to the following:

John C. and Jamie Siegel
77843 Riverdale Avenue
Litchfield, Nebraska 68852