

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-15436

WATER DIVISION 2-C

Background

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-15436 is held by Tony Bloomquist.
2. A search of the records of the Brown County Assessor indicates the land appurtenant to appropriation A-15436 includes the name of an owner that is different than the owners listed in Department records. This individual is John E. Bloomquist.
3. Appropriation A-15436 has a priority date of March 16, 1979, and authorizes the use of water for irrigation of the 6.7 acres of land described below. The water may be diverted from Willow Creek at a point of diversion located on the right bank of the stream in the ~~NW~~~~NW~~<sup>1/4</sup> of Section 19, Township 30 North, Range 20 West of the 6<sup>th</sup> P.M. in Brown County. The rate that water may be diverted shall not exceed 0.10 cubic foot per second (cfs).

Township 30 North, Range 20 West of the 6 <sup>th</sup> P.M. in Brown County	Acres
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Section 19: <del>NW</del> <del>NW</del> <sup>1/4</sup>	6.7
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3. The Department has received information concerning the use of surface water appropriation A-15436 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On April 22, 2010, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-15436. The notice was delivered by certified mail to Tony Bloomquist, 1700 North 13<sup>th</sup> Street, Norfolk, Nebraska 68701; and to John E. Bloomquist, 86545 558<sup>th</sup> Avenue, Randolph, Nebraska 68771.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-15436 has not been used for its required purpose for more than five consecutive years.

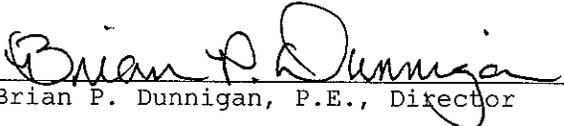
7. Nebraska Revised Statutes Section 46-229.02 provides that an appropriation not used for a beneficial purpose for more than five consecutive years may be cancelled.

Order

IT IS HEREBY ORDERED appropriation A-15436 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

June 10, 2010

  
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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 June 10, 2010, to the following:

Tony Bloomquist  
1700 North 13<sup>th</sup> Street  
Norfolk, Nebraska 68701

John E. Bloomquist  
86545 558<sup>th</sup> Avenue  
Randolph, Nebraska 68771