

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF DISMISSAL OF APPLICATION A-18482

FOR A PERMIT FOR TO APPROPRIATE WATER

WATER DIVISION 2-C

BACKGROUND

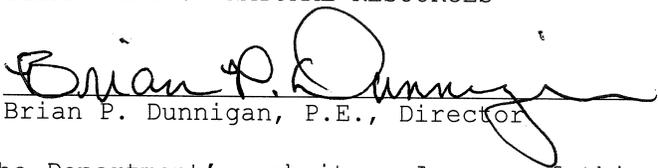
1. On 5, 2007, Jack Bond filed application A-18482 in the Department of Natural Resources (Department) for a permit to appropriate water from Medicine Creek for the purpose of irrigation of 330 acres of land located in the W^{1/2} of Section 28, part of Section 29 and Section 32, all in Township 33 North, Range 33 West of the 6th P.M. in Cherry County.
2. The status of application A-18482 is pending.
3. On January 18, 2012, Charles P. Weinreis, on behalf of Weinreis Brothers Partnership, filed a notice of change of ownership in the Department indicating that Jack Bond is no longer the owner of the property appurtenant to this application.
4. The Nebraska Supreme Court has determined that a water right applicant has no transferable property right in an application for a permit to divert water and that permitting the assignment of applications could lead to collusion, thereby defeating the rights of other parties along a stream. (*Catherland Reclamation District v. Lower Platte North Natural Resources District, et al.*, 230 Neb. 580, 433 N.W.2d. 161 (1988)).

ORDER

IT IS HEREBY ORDERED application A-18482 is DISMISSED.

DEPARTMENT OF NATURAL RESOURCES

January 24, 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 Ord, Nebraska. A copy of this Order was mailed on January 24, 2014, to the following:

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