

LEGISLATIVE BILL 114

Approved by the Governor March 16, 1981

Introduced by Wagner, 41

AN ACT to amend section 46-261, Revised Statutes Supplement, 1980, relating to irrigation; to provide for furnishing of information upon order of the Department of Water Resources; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 46-261, Revised Statutes Supplement, 1980, be amended to read as follows:

46-261. By The Department of Water Resources may require that by the first day of April each in any year, an appropriator or his or her agent furnish the department a list of all lands to be irrigated, the acreage of each tract, and the names of the owners, or controllers, or in the case of a corporation or an association, of its officers, shall be furnished the Department of Water Resources for every ditch, reservoir, or other device for appropriating, diverting, carrying, or distributing water to be used as a basis for the distribution of water until the first day of April of the following year, and if so ordered such a list shall be furnished by the appropriator or his or her agent to the Department of Water Resources. A recording gauge, of a design to be approved by the department, shall be installed by the owners or controllers in every canal and waste ditch, to record the amount of water used. The department shall not furnish any water to be delivered to or used by or through any ditch, reservoir, or other contrivance for the appropriation, use, or storage of water until the provisions of this section have been complied with, and may construct bars or dams to prevent such delivery or use.

Sec. 2. That original section 46-261, Revised Statutes Supplement, 1980, is repealed.