

## LEGISLATIVE BILL 245

Approved by the Governor March 19, 1979

Introduced by Wagner, 41

AN ACT to amend section 46-261, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to remove the requirement that certain lists furnished the Department of Water Resources be verified; and to repeal the original section. Be it enacted by the people of the State of Nebraska,

Section 1. That section 46-261, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

46-261. By the first day of April each year, a ~~verified~~ list of all lands to be irrigated, the acreage of each tract, 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. 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 That original section 46-261, Reissue Revised Statutes of Nebraska, 1943, is repealed.