STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-14942

WATER DIVISION 2-C

Background

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-14942 is held by Keith E. and Marlene K. Sloan.

2. Appropriation A-14942 has a priority date of May 12, 1977, and authorizes the use of water for irrigation of the 110 acres of land described below. The water may be diverted from East Holt Creek at a point of diversion located in the SE¼NE¼ of Section 13, Township 34 North, Range 21 West of the 6th P.M. in Keya Paha County. The rate that water may be diverted shall not exceed 1.57 cubic feet per second (cfs).

Township 34 North, Range 21 West of the 6th P.M. in Keya Paha County		Acres
Section 13:	NE¼NW¼	34
	SE¼NW¼	28
	NW¼NE¼	28
	SW¼NE¼	20
	TOTAL	110

3. The Department has received information concerning the use of surface water appropriation A-14942 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-14942. The notice was delivered by certified mail to Keith E. and Marlene K. Sloan, 30395 315th Avenue, Millboro, South Dakota 57580-6123.

5. No contest of the Preliminary Determination of Nonuse was received in the Department.

6. The Department has determined that appropriation A-14942 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-14942 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

June 10, 2010

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:

Keith E. and Marlene K. Sloan
30395 315th Avenue
Millboro, South Dakota 57580-6123