

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN PART OF WATER APPROPRIATION A-8684

AND APPROVAL OF MAPS NUMBER 21463 AND 21495

WATER DIVISION 1-D

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-8684 is held by Shirley Sloup, Bill and Deborah H. Sloup and R. Scott and Glenda M. Sloup.
2. Appropriation A-8684 has a priority date of September 6, 1955, and authorizes the use of supplemental water for irrigation of 339.0 acres of land described below. The water may be diverted from Herpolsheimer Reservoir (storage appropriation A-8060) at various points along the banks of the reservoir in the W $\frac{1}{2}$ of Section 23, Township 12 North, Range 02 East of the 6th P.M. in Seward County. Water diverted from Herpolsheimer Reservoir shall be limited to the land irrigated and the amount of water beneficially used on an annual basis. Such amount shall not exceed 130 acre-feet per annum nor exceed the least amount of water necessary for the production of crops in the exercise of good husbandry.

Section 23, Township 12 North, Range 02 East
of the 6th P.M. in Seward County

<u>Supplemental to A-4793</u>		<u>Supplemental to A-5222</u>		<u>Storage Only A-8684</u>	
NW $\frac{1}{4}$ SW $\frac{1}{4}$	33.0	NW $\frac{1}{4}$ NW $\frac{1}{4}$	30.0	SW $\frac{1}{4}$ NW $\frac{1}{4}$	2.0
NE $\frac{1}{4}$ SW $\frac{1}{4}$	11.0	NE $\frac{1}{4}$ NW $\frac{1}{4}$	37.0	SE $\frac{1}{4}$ NW $\frac{1}{4}$	14.0
SW $\frac{1}{4}$ SW $\frac{1}{4}$	27.0	SW $\frac{1}{4}$ NW $\frac{1}{4}$	25.0		
SE $\frac{1}{4}$ SW $\frac{1}{4}$	39.0	SE $\frac{1}{4}$ NW $\frac{1}{4}$	<u>19.0</u>	SW $\frac{1}{4}$ NE $\frac{1}{4}$	5.0
		TOTAL	111.0		
NW $\frac{1}{4}$ SE $\frac{1}{4}$	15.0			NE $\frac{1}{4}$ SW $\frac{1}{4}$	19.0
SW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>39.0</u>				
TOTAL	164.0			NW $\frac{1}{4}$ SE $\frac{1}{4}$	<u>24.0</u>
				TOTAL	64.0

3. On August 26, 2024, Shirley Sloup, Bill and Deborah H. Sloup and R. Scott and Glenda M. Sloup filed relinquishment REL-10183, relinquishing the right to divert water under a portion of appropriation A-8684 supplemental to A-5222 to irrigate 29.7 acres of land.
4. On October 28, 2024, Shirley Sloup, and R. Scott and Glenda M. Sloup filed relinquishment REL-10629, relinquishing the right to divert water under a portion of appropriation A-8684 supplemental to A-4793 to irrigate the 31.7 acres of land.

ORDER

IT IS HEREBY ORDERED:

1. Part of appropriation A-8684 for use upon the 61.4 acres of land is CANCELLED.
2. Appropriation A-8684 now authorizes the appropriator to divert water from Herpolsheimer Reservoir to irrigate the 277.6 acres of land described below and depicted on map number 21463 and 21495 which are made a part of this Order. The water may be diverted from Herpolsheimer Reservoir at points of diversion located in the W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 23, Township 12 North, Range 02 East of the 6th P.M. in Seward County. Water diverted under appropriation A-8684 in combination with all other appropriations granted from storage appropriation A-8060 shall not exceed 130 acre-feet of water nor exceed the least amount of water necessary for the production of crops in the exercise of good husbandry.

Section 23, Township 12 North, Range 02 East
of the 6th P.M. in Seward County

<u>Supplemental to A-4793</u>		<u>Supplemental to A-5222</u>		<u>Storage Only A-8864</u>	
NW $\frac{1}{4}$ SW $\frac{1}{4}$	33.0	NW $\frac{1}{4}$ NW $\frac{1}{4}$	19.1	SW $\frac{1}{4}$ NW $\frac{1}{4}$	2.0
NE $\frac{1}{4}$ SW $\frac{1}{4}$	11.0	NE $\frac{1}{4}$ NW $\frac{1}{4}$	30.6	SE $\frac{1}{4}$ NW $\frac{1}{4}$	14.0
SW $\frac{1}{4}$ SW $\frac{1}{4}$	19.0	SW $\frac{1}{4}$ NW $\frac{1}{4}$	25.0		
SE $\frac{1}{4}$ SW $\frac{1}{4}$	32.3	SE $\frac{1}{4}$ NW $\frac{1}{4}$	6.6	SW $\frac{1}{4}$ NE $\frac{1}{4}$	5.0
		TOTAL	81.3		
SW $\frac{1}{4}$ SE $\frac{1}{4}$	37.0			NE $\frac{1}{4}$ SW $\frac{1}{4}$	19.0
TOTAL	132.3				
				NW $\frac{1}{4}$ SE $\frac{1}{4}$	24.0
				TOTAL	64.0

3. All terms and conditions of previous orders for appropriation A-8684 remain in effect unless specifically changed by this Order.
4. The appropriator must comply with all relevant statutes. These relevant statutory requirements include, but are not limited to, the following:
 - A. Notify the Department of any change in ownership or address.
 - B. Notify the Department of the name and address of the person responsible for the use of the water appropriation (this may include farm managers, tenants, or relatives that actually apply the water to the approved use).
 - C. Obtain approval from the Department prior to taking any action that changes the location of the point of diversion, the location of the place of use, the type of use, or the type of appropriation.


ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to surface water appropriations and any orders issued by the Director of the Department of Natural Resources may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

Nebraska law provides that failure to use a portion or all of a perfected appropriation for more than five consecutive years may result in cancellation of the appropriation.

DEPARTMENT OF NATURAL RESOURCES

November 21, 2024



Jesse Bradley, P.G., Interim Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 21463 and 21495 were provided to the Department's field office in Lincoln, Nebraska. Copies of this Order and map number 21463 and 21495 were mailed to the following:

Shirley Sloup
3115 Branched Oak Road
Staplehurst, Nebraska 68439

Bill and Deborah H. Sloup
1985 308th Road
Staplehurst, Nebraska 68439

R. Scott and Glenda M. Sloup
1470 North 1st Street
Staplehurst, Nebraska 68439