

2. Appropriation A-19662 has a priority date of July 23, 2019, and authorizes the appropriator the use of 161.9 acre-feet annually from Sherman Reservoir (storage appropriation A-4923B) via the headgate of the Farwell Irrigation District Main Canal located in the SW¹/₄NW¹/₄ of Section 01, Township 15 North, Range 14 West of the 6th P.M. in Sherman County, as depicted on map number 20449.
3. Only the land shown on map number 20449 may be irrigated under appropriation A-19662 unless a change is authorized by subsequent Order of the Department.
4. If during the course of construction of the irrigation project it is determined that there is a difference in the number and/or location of acres from the approved map, an amended project map may be filed for an equal or lesser number of acres prior to the beneficial use investigation deadline. The Department, at its sole discretion, must determine that the change from the original map remains within the original project concept and does not violate any rules and/or statutes and will not harm another appropriator. The amended map may then be approved by Order of the Department for an equal or lesser number of acres of land or amount of water than originally granted.
5. The appropriator must comply with all relevant statutes. This includes, but is not limited to the following:
 - A. Receiving approval prior to taking an action that changes the location of the point of diversion, a transfer of the location of the place of use, a relinquishment of a portion of the appropriation, or the type of use, or the type of appropriation.
 - B. Notify the Department of any reassignment of relinquished portions of an appropriation.
 - C. Comply with all relevant notices and orders of the Department.
6. The appropriation is not considered perfected until water has been beneficially applied for the purpose stated in this Order. The water appropriated under A-19662 must be beneficially used by September 1, 2022.
7. After September 1, 2022, a field investigation will be conducted to determine the lands where water has been beneficially applied.
 - A. If the entire appropriation is found to have water beneficially applied, a Certificate of Perfected Appropriation will be issued by the Department for A-19662.
 - B. If a portion of the appropriation is found to have had water beneficially applied within the original project concept the Department may, at its discretion, modify the project map and land listing to represent the conditions found during the field investigation. The number of acres and diversion rate determined by the Department will not exceed what is granted by this Order. A Certificate of Perfected Appropriation specifying the final number of acres, location of acres and diversion rate will be issued by the Department for A-19662.

C. If no portion of the appropriation is found to have water beneficially applied, the Department will issue an Order of Cancellation in Full for A-19662.


ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to surface water appropriations, any orders issued by the Director of the Department of Natural Resources, or the provisions of this Order 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

February 21, 2020


Gordon W. Fassett, P.E., Director

A copy of this Order was posted on the Department's website. Copies of this Order and map number 20449 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 20449 were mailed on February 21, 2020, to the following:

Matt Lukasiewicz, General Manager	Farwell Irrigation District
Loup Basin Reclamation District	P.O. Box 137
P.O. Box 137	Farwell, Nebraska 68838
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