

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-19645

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-19645 is held by Shack Ranch, LLC.
2. On February 10, 2020, Shack Ranch, LLC sold the land appurtenant to A-19645 to 83 Land & Cattle, LLC.
3. Appropriation A-19645, with a priority date of May 17, 2019, authorizes the appropriator the use of 9.5 acre-feet annually from Embankment 1 Reservoir (storage appropriation A-19646) from a pump site located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 18, Township 20 North, Range 13 West of the 6<sup>th</sup> P.M. in Valley County.

<u>Township 20 North, Range 14 West of the</u>		<u>Acres</u>
6 <sup>th</sup> P.M. in Valley County		
Section 13:	NW $\frac{1}{4}$ SE $\frac{1}{4}$	0.5
	NE $\frac{1}{4}$ SE $\frac{1}{4}$	7.4
	SW $\frac{1}{4}$ SE $\frac{1}{4}$	3.8
	SE $\frac{1}{4}$ SE $\frac{1}{4}$	33.3
 <u>Township 20 North, Range 13 West of the</u>		
6 <sup>th</sup> P.M. in Valley County		<u>Acres</u>
Section 19:	NW $\frac{1}{4}$ NW $\frac{1}{4}$	26.8
	NE $\frac{1}{4}$ NW $\frac{1}{4}$	30.1
	SW $\frac{1}{4}$ NW $\frac{1}{4}$	29.3
	SE $\frac{1}{4}$ NW $\frac{1}{4}$	<u>33.3</u>
 TOTAL		 164.5

4. The approval of appropriation A-19645 was conditional upon the irrigation of the above land by September 1, 2022.
5. Department personnel performed a field investigation and determined the land approved for irrigation under appropriation A-19645 had not been irrigated by September 1, 2022.
6. *Nebraska Revised Statutes* § 46-229.02(7) provides for the cancellation of unused portions of surface water appropriations.

ORDER

IT IS HEREBY ORDERED appropriation A-19645 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES



December 13, 2022

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Thomas E. Riley, 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. Copies of this Order and field investigation report were mailed to the following:

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Shack Ranch, LLC  
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