

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-6502

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-6502 is held by **Pieper and Mueller**.
2. Appropriation A-6502 with a priority date of **July 28, 1954**, authorizes the use of water for irrigation of the **24 acres** of land described below. The water may be diverted from **Shell Creek** at a point of diversion located in the **SW¹/₄NE¹/₄ of Section 20, Township 18 North, Range 02 East of the 6th P.M. in Colfax County**. The rate that water may be diverted shall not exceed one cubic foot per second (cfs) for every **140 acres** irrigated at a maximum rate of **0.17 cfs**.

<u>Township 18 North, Range 02 East of the 6th P.M. in Colfax County</u>	<u>Acres</u>
Section 20: SW ¹ / ₄ NE ¹ / ₄	4
NW ¹ / ₄ SE ¹ / ₄	<u>20</u>
TOTAL	24

3. The Department has received information concerning the use of surface water appropriation A-6502 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On April 10, 2026, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-6502. The Notice was delivered by certified mail to Merle C. Mueller, Prairie Village Retirement Ctr #328, 3000 39th Avenue, Columbus, Nebraska 68601; Jean F. Mueller Trust, Prairie Village Retirement Ctr #328, 3000 39th Avenue, Columbus, Nebraska 68601; and C. Adam and Pamela J. Pieper, 206 Road H, Richland, Nebraska 68601.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-6502 has not been used for its required purpose for more than five consecutive years.
7. Nebraska Revised Statutes § 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-6502 is **CANCELLED**.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



May 28, 2026

Matthew T. Manning, PE, JD
Chief Water Officer

A copy of this Order was posted on the Department's website. Copies of this Order were provided to the Department's docket clerk and field office in Norfolk, Nebraska. A copy of this Order was mailed to the following:

Merle C. Mueller
Prairie Village Retirement Ctr #328
3000 39th Avenue
Columbus, Nebraska 68601

C. Adam and Pamela J. Pieper
206 Road H
Richland, Nebraska 68601

Jean F. Mueller Trust
Prairie Village Retirement Ctr #328
3000 39th Avenue
Columbus, Nebraska 68601