

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN PART OF WATER APPROPRIATION A-14776

AND APPROVAL OF MAP NUMBER 21785

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-14776 is held by H. David and Beverly A. Patterson.

2. **Authorized Land for Irrigation, Priority and Diversion Rate**

Appropriation A-14776 has a priority date of **March 7, 1977**, and authorizes the use of water for irrigation of the 93.0 acres of land described below. The water may be diverted from **the South Loup River** at points of diversion located on **the left bank of the stream in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 07, Township 13 North, Range 19 West of the 6th P.M. in Custer County**. Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every **70** acres irrigated at a maximum combined rate of 1.33 cfs from all points of diversion. The total annual volume may not exceed three acre-feet per acre of land on which water is actually and beneficially applied.

<u>Township 13 North, Range 19 West of the 6th P.M. in Custer County</u>		<u>Acres</u>
Section 06:	SW $\frac{1}{4}$ SE $\frac{1}{4}$	9.0
Section 07:	NW $\frac{1}{4}$ NE $\frac{1}{4}$	25.0
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	36.0
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	3.0
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>20.0</u>
TOTAL		93.0

3. **Relinquishment REL-11894 Filed**

On May 4, 2026, H. David and Beverly A. Patterson filed relinquishment REL-11894, relinquishing the right to divert water under a portion of appropriation A-14776 to irrigate the 40.0 acres of land described below.

<u>Township 13 North, Range 19 West of the 6th P.M. in Custer County</u>		<u>Acres</u>
Section 06:	SW $\frac{1}{4}$ SE $\frac{1}{4}$	9.0
Section 07:	NW $\frac{1}{4}$ NE $\frac{1}{4}$	16.5
	NE $\frac{1}{4}$ NE $\frac{1}{4}$	9.9
	SW $\frac{1}{4}$ NE $\frac{1}{4}$	1.0
	SE $\frac{1}{4}$ NE $\frac{1}{4}$	<u>3.6</u>
TOTAL		40.0

ORDER

IT IS HEREBY ORDERED:

1. Part of appropriation A-14776 at the rate of 0.57 cfs for use upon the 40.0 acres of land described above is **CANCELLED**.
2. **Authorized Land for Irrigation, Priority and Diversion Rate**
Appropriation A-14776 now authorizes the appropriator to divert water from **the South Loup River** to irrigate the **53.0** acres of land described below and depicted on map number 21785 which is made a part of this Order. The **points of diversion remain in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 07, Township 13 North, Range 19 West of the 6th P.M. in Custer County**, as depicted on map number 21785. Water diverted shall not exceed the ratio of one cfs for every **70** acres irrigated at a maximum combined rate of **0.76** cfs (341 gallons per minute) from all points of diversion. The total volume may not exceed three acre-feet per irrigated acre per year nor to exceed the least amount of water necessary for the production of crops in the exercise of good husbandry.

Township 13 North, Range 19 West of the 6 th P.M. in Custer County		Acres
Section 07:		
NW $\frac{1}{4}$ NE $\frac{1}{4}$		8.5
NE $\frac{1}{4}$ NE $\frac{1}{4}$		26.1
SW $\frac{1}{4}$ NE $\frac{1}{4}$		2.0
SE $\frac{1}{4}$ NE $\frac{1}{4}$		<u>16.4</u>
TOTAL		53.0

3. **Terms & Conditions of Previous Order(s)**
All terms and conditions of appropriation A-14776 remain in effect unless specifically changed by this Order.
4. **Ongoing Statutory Requirements**
The appropriator must:
 - 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 Department 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.

This appropriation is not a guarantee that water will be available. Nebraska law gives priority to senior appropriations. This appropriation may be closed if there is insufficient water to satisfy senior appropriations. If you are not able to divert sufficient amounts of water, you may call for water by contacting your local field office.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



August 5, 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 and map number 21785 were provided to the Department's field office in Ord, Nebraska. Copies of this Order and map number 21785 were mailed to the following:

H. David and Beverly A. Patterson
44462 Cumro Road
Broken Bow, Nebraska 68822