

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-2891B

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-2891b is held by **Dean and Linda K. Wilkinson**.
2. Appropriation A-2891B with a priority date of **October 10, 1938**, authorizes the use of water for irrigation of the **22.2 acres** of land described below. The water may be diverted from **Cedar Creek** at a point of diversion located on the right bank of the stream in the **NW¹/₄SW¹/₄** of **Section 11, Township 24 North, Range 06 West of the 6th P.M. in Antelope 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 **0.16 cfs**.

<u>Township 24 North, Range 06 West of the 6th P.M. in Antelope County</u>	<u>Acres</u>
Section 11: SE ¹ / ₄ NW ¹ / ₄	7.5
SW ¹ / ₄ NE ¹ / ₄	5.9
NW ¹ / ₄ SW ¹ / ₄	0.7
NE ¹ / ₄ SW ¹ / ₄	5.2
NW ¹ / ₄ SE ¹ / ₄	<u>2.9</u>
TOTAL	22.2

3. The Department has received information concerning the use of surface water appropriation A-2891B that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On March 19, 2026, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-2891B. The Notice was delivered by certified mail to Dean and Linda K. Wilkinson, 90 Lawton Avenue, Oakdale, Nebraska 68761.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-2891B 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-2891B 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:

Dean and Linda K. Wilkinson
90 Lawton Avenue
Oakdale, Nebraska 68761