

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-8443

WATER DIVISION 2-B

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-8443 is held by **Matthew Wilkinson**.
2. Appropriation A-8443 has a priority date of **March 21, 1956**, and authorizes use of water for irrigation on **38.7 acres**, described below. Water may be diverted from **West Cedar Creek** at a point of diversion located on the south bank of the stream in the **NE¹/₄NE¹/₄** of **Section 28, Township 24 North, Range 06 West of the 6th P.M. in Antelope County**. The maximum diversion rate shall not exceed **0.28 cubic foot** per second (cfs).

| Township 24 North, Range 06 West of the 6 th P.M. in Antelope County | | Acres |
|--|---|-------------|
| Section 28: | NW ¹ / ₄ NE ¹ / ₄ | 0.6 |
| | NE ¹ / ₄ NE ¹ / ₄ | 16.4 |
| | SW ¹ / ₄ NE ¹ / ₄ | 8.5 |
| | SE ¹ / ₄ NE ¹ / ₄ | <u>13.2</u> |
| | TOTAL | 38.7 |

3. The Department has received information concerning the use of surface water appropriation A-8443 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-8443. The Notice was delivered by certified mail to Matthew Wilkinson, 84393 527 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-8443 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-8443 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:

:

Matthew Wilkinson
84393 527 Avenue
Oakdale, Nebraska 68761