

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-3599

WATER DIVISION 2-A

BACKGROUND

1. Records on file in the Department of Natural Resources (Department) show that surface water appropriation A-3599 is held by Kevin J. Coan.
2. Appropriation A-3599 with a priority date of March 17, 1943, authorizes the use of water for irrigation of the 114.7 acres of land described below. The water may be diverted from Shell Creek at points of diversion located in the N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 29, Township 18 North, Range 01 West of the 6th P.M. in Platte 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 combined rate of 0.82 cfs from all points of diversion.

<u>Township 18 North, Range 01 West of the 6th P.M. in Platte County</u>	<u>Acres</u>
Section 20: SE $\frac{1}{4}$ SW $\frac{1}{4}$	20.0
Section 29: NE $\frac{1}{4}$ NW $\frac{1}{4}$	14.7
SW $\frac{1}{4}$ NW $\frac{1}{4}$	40.0
SE $\frac{1}{4}$ NW $\frac{1}{4}$	<u>40.0</u>
TOTAL	114.7

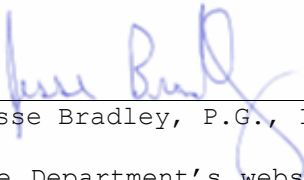
3. The Department has received information concerning the use of surface water appropriation A-3599 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On February 12, 2025, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-3599. Pursuant to Neb. Rev. Stat. §46-229.03(2) the Notice was sent by certified mail to Kevin J. Coan, 356 B Street, Platte Center, Nebraska 68653.
5. On February 18, February 23 and March 5, 2025, service of the Notice was attempted.
6. On March 17, 2025, the package was returned to the Department unclaimed.
7. The Department has determined that appropriation A-3599 has not been used for its required purpose for more than five consecutive years.
8. *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-3599 is CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

March 31, 2025



Jesse Bradley, P.G., Interim Director

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:

Kevin J. Coan
356 B Street
Platte Center, Nebraska 68653