

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-14608

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-14608 is held by **Marlin W. Reeson and Steven S. and Elizabeth J. Smidt.**
2. Appropriation A-14608 with a priority date of **December 27, 1976,** authorizes the use of water for irrigation of the **64.5 acres** of land described below. The water may be diverted from **the Elkhorn River** at a point of diversion located on the left bank of the stream in the **NW¹/₄NW¹/₄ of Section 17, Township 22 North, Range 06 East of the 6th P.M. in Cuming County.** The rate that water may be diverted shall not exceed one cubic foot per second (cfs) for every **70 acres** irrigated at a maximum rate of **0.93 cfs.**

Township 22 North, Range 06 East of the		Acres
6 th P.M. in Cuming County		
Section 17:	NW ¹ / ₄ NW ¹ / ₄	20.0
	NE ¹ / ₄ NW ¹ / ₄	27.5
Section 08:	SW ¹ / ₄ SW ¹ / ₄	<u>17.0</u>
TOTAL		64.5

3. The Department has received information concerning the use of surface water appropriation A-14608 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On November 7, 2025, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-14608. The Notice was delivered by certified mail to Marlin W. Reeson, 1518 H Road, West Point, Nebraska 68788; and Steven S. and Elizabeth J. Smidt, 1493 Highway 275 Lot 23, West Point, Nebraska 68788.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-14608 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-14608 is **CANCELLED**.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



December 19, 2025

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 and field office in Norfolk, Nebraska. A copy of this Order was mailed to the following:

Marlin W. Reeson
1518 H Road
West Point, Nebraska 68788

Steven S. and Elizabeth J. Smidt
1493 Highway 275 Lot 23
West Point, Nebraska 68788