

STATE OF NEBRASKA
DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-7862

WATER DIVISION 2-F

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-7862 is held by **Lyle V. and Carol A. Carlson**.
2. Appropriation A-7862 with a priority date of **August 4, 1955**, authorizes the use of water for irrigation of the **103 acres** of land described below. The water may be diverted from **South Creek** at a point of diversion located on the right bank of the stream in the **SW¹/₄SW¹/₄** of **Section 10, Township 29 North, Range 05 East of the 6th P.M. in Dixon 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 **0.74 cfs**.

Township 29 North, Range 05 East of the 6 th P.M. in Dixon County		Acres
Section 10:	NW ¹ / ₄ SW ¹ / ₄	12
	NE ¹ / ₄ SW ¹ / ₄	40
	SW ¹ / ₄ SW ¹ / ₄	12
	SE ¹ / ₄ SW ¹ / ₄	<u>39</u>
TOTAL		103

3. The Department has received information concerning the use of surface water appropriation A-7862 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-7862. The Notice was delivered by certified mail to Lyle V. and Carol A. Carlson, 87451 Highway 9, Allen, Nebraska 68710.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-7862 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-7862 is **CANCELLED**.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



January 22, 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:

Lyle V. and Carol A. Carlson
87451 Highway 9
Allen, Nebraska 68710