

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

**ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-7194 AND
DISMISSAL OF NOTICE OF PRELIMINARY DETERMINATION OF NONUSE**

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-7194 is held by **Curtis D. and Alexa S. Emme.**
2. Appropriation A-7194 has a priority date of **March 15, 1955,** and authorizes use of water for irrigation on **203.5 acres** of land described below. The water may be diverted from **the Elkhorn River** at points of diversion located on the right bank of the stream in the **NE¹/₄NW¹/₄ of Section 36, Township 29 North, Range 12 West of the 6th P.M. in Holt County.** Water diverted shall not exceed the ratio of one cubic foot per second (cfs) for every 130 acres irrigated at a maximum combined rate of 1.56 cfs from all points of diversion.

<u>Township 29 North, Range 12 West of the 6th P.M. in Holt County</u>	<u>Acres</u>
Section 36: NW ¹ / ₄ NW ¹ / ₄	10.7
NE ¹ / ₄ NW ¹ / ₄	30.1
SW ¹ / ₄ NW ¹ / ₄	36.3
SE ¹ / ₄ NW ¹ / ₄	36.3
NW ¹ / ₄ NE ¹ / ₄	39.6
NE ¹ / ₄ NE ¹ / ₄	35.0
SW ¹ / ₄ NE ¹ / ₄	14.7
SE ¹ / ₄ NE ¹ / ₄	<u>0.8</u>
TOTAL	203.5

3. On January 22, 2026, the Department issued a Notice of Preliminary Determination of Nonuse, PDNU-11594, of appropriation A-7194. The Notice was delivered by certified mail to Curtis D. and Alexa S. Emme, 612 East Adams Street, O'Neill, Nebraska 68763.
4. On February 20, 2026, Curtis D. and Alexa S. Emme filed a Relinquishment of Water Appropriation, REL-11719, in the office of the Department relinquishing the right to divert water under appropriation A-7194 for use upon the land described above.

ORDER

IT IS HEREBY ORDERED:

1. Notice of Preliminary Determination of Nonuse PDNU-11594 is **DISMISSED**.
2. Surface water appropriation A-7194 is **CANCELLED**.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



March 20, 2026

Matthew T. Manning, PE, JD
Chief Water Officer

A copy of this Order was posted on the Department's website. A copy of this Order was provided to the Department's field office in Norfolk, Nebraska. A copy of this Order was mailed to the following:

Curtis D. and Alexa S. Emme
612 East Adams Street
O'Neill, Nebraska 68763