

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

**NOTICE OF PRELIMINARY DETERMINATION OF NONUSE  
OF SURFACE WATER APPROPRIATION A-15308**

WATER DIVISION 2-F

1. Department records show that Surface Water Appropriation A-15308 is held by **Darrell Hoelsing**.
2. Appropriation A-15308 has a priority date of **August 4, 1978**, and authorizes the appropriator to store **5.7 acre-feet** of water in Hoelsing Brothers Reservoir located in the **NE $\frac{1}{4}$ NE $\frac{1}{4}$**  and **extending into the SE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 26, Township 33 North, Range 01 West of the 6<sup>th</sup> P.M. in Cedar County**. The source of water is **Antelope Creek** with the pump located in the **SW $\frac{1}{4}$ NW $\frac{1}{4}$**  of **Section 25** of said legal description.
3. Based on information received and records reviewed, the Department has determined that Hoelsing Brothers Reservoir was breached and no longer stores water.
4. At this time, the Department is unaware of any sufficient cause for nonuse under **Neb. Rev. Stat. § 46-229.04**.
5. Pursuant to **Neb. Rev. Stat. § 46-229.02**, this Notice serves as preliminary notification that Appropriation A-15308 will be **cancelled** unless this determination is successfully contested.
6. Landowners with a legal interest in the land under this appropriation may:
  - A. Take no action. If no response is received by the deadline, the Department will proceed with cancellation of Appropriation A-15308.
  - B. Contest this determination by submitting the enclosed **contest form** to the Department's Lincoln office (245 Fallbrook Blvd., Suite 100, Lincoln, NE 68521) no later than **January 8, 2026**. **No filing fee is required**.
7. Enclosed with this Notice are:
  - Copy of applicable statutes (Neb. Rev. Stat. §§ 46-229 to 46-229.05)
  - Blank contest form
  - Report of Field Investigation (basis for this determination)
  - Partially completed Full Relinquishment of a Surface Water Appropriation form

8. Additional information about cancellation laws can be found at the Nebraska Legislature's website: <http://nebraskalegislature.gov/laws>
9. Questions may be directed to the Department's Permits Section at (402) 471-2186. Business hours are Monday through Friday, 8:00 a.m. to 5:00 p.m.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



December 9, 2025

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Matthew T. Manning, PE, JD  
Chief Water Officer

A copy of this Notice was posted on the Department's website. A copy of this Notice was provided to the Department's docket clerk and field office in Norfolk, Nebraska. Copies of this Notice and enclosures were mailed by certified mail to the following:

Darrell Hoelsing  
2509 Dorian Drive  
Yankton, South Dakota 57078