

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-10366

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-10366 is held by **Larry W. and John A. Tegeler**.
2. Appropriation A-10366 with a priority date of **May 6, 1964**, authorizes the use of water for irrigation of the **105.7 acres** of land described below. The water may be diverted from **Buffalo Creek** at a point of diversion located on the right bank of the stream in the **NW<sup>1</sup><sub>4</sub>SW<sup>1</sup><sub>4</sub>** of **Section 24, Township 24 North, Range 04 West of the 6<sup>th</sup> P.M. in Madison 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 **1.51 cfs**.

Township 24 North, Range 04 West of the 6 <sup>th</sup> P.M. in Madison County		Acres
Section 24:	SW <sup>1</sup> <sub>4</sub> NW <sup>1</sup> <sub>4</sub>	12.6
	SE <sup>1</sup> <sub>4</sub> NW <sup>1</sup> <sub>4</sub>	9.1
	NW <sup>1</sup> <sub>4</sub> SW <sup>1</sup> <sub>4</sub>	31.0
	NE <sup>1</sup> <sub>4</sub> SW <sup>1</sup> <sub>4</sub>	40.0
	SW <sup>1</sup> <sub>4</sub> SW <sup>1</sup> <sub>4</sub>	4.0
	SE <sup>1</sup> <sub>4</sub> SW <sup>1</sup> <sub>4</sub>	9.0
TOTAL		105.7

3. The Department has received information concerning the use of surface water appropriation A-10366 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-10366. The Notice was delivered by certified mail to Larry W. and Linda D. Tegeler, 53919 Highway 275, Meadow Grove, Nebraska 68752 and John A. and Jane C. Tegeler, 53991 Highway 275, Meadow Grove, Nebraska 68752.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-10366 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-10366 is **CANCELLED**.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



January 22, 2026

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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:

Larry W. and Linda D. Tegeler  
53919 Highway 275  
Meadow Grove, Nebraska 68752

John A. and Jane C. Tegeler  
53991 Highway 275  
Meadow Grove, Nebraska 68752