

STATE OF NEBRASKA
DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-11560

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-11560 is held by **Larry W. and John A. Tegeler and the County of Madison**.
2. Appropriation A-11560 with a priority date of **September 10, 1968**, authorizes the use of water for irrigation of the **80 acres** acres of land described below. The water may be diverted from **the Elkhorn River** at a point of diversion located on the right bank of the stream in the **NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 24 North, Range 04 West of the 6th 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 **1.14 cfs**.

<u>Township 24 North, Range 04 West of the 6th P.M. in Madison County</u>	<u>Acres</u>
Section 24: NW $\frac{1}{4}$ NW $\frac{1}{4}$	37
NE $\frac{1}{4}$ NW $\frac{1}{4}$	31
SW $\frac{1}{4}$ NW $\frac{1}{4}$	6
SE $\frac{1}{4}$ NW $\frac{1}{4}$	6
 TOTAL	80

3. The Department has received information concerning the use of surface water appropriation A-11560 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-11560. The Notice was delivered by certified mail to 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; and County of Madison, P.O. Box 290, Madison, Nebraska 68748.
5. No contest of the Preliminary Determination of Nonuse was received in the Department.
6. The Department has determined that appropriation A-11560 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-11560 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:

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

County of Madison
P.O. Box 290
Madison, Nebraska 68748

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