

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-8768 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-8768 is held by **John and Mary Krysl**.
2. Appropriation A-8768 with a priority date of **August 23, 1956**, authorizes the use of water for irrigation of the 88.0 acres of land described below. The water may be diverted from **the Elkhorn River** at points of diversion located on both banks of the stream in the **NW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 22, Township 30 North, Range 15 West of the 6<sup>th</sup> P.M. in Holt 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 **1.25 cfs** from all points of diversion.

Township 30 North, Range 15 West of the 6 <sup>th</sup> P.M. in Holt County	Acres
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Section 21: NW $\frac{1}{4}$ SW $\frac{1}{4}$	7.2
NE $\frac{1}{4}$ SW $\frac{1}{4}$	9.0
SW $\frac{1}{4}$ SW $\frac{1}{4}$	32.2
SE $\frac{1}{4}$ SW $\frac{1}{4}$	<u>39.6</u>

TOTAL	88.0
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3. On December 18, 2025, the Department issued a Notice of Preliminary Determination of Nonuse, PDNU-11558, of appropriation A-8768. The Notice was delivered by certified mail to John and Mary Krysl, 87820 471<sup>st</sup> Avenue, Stuart, Nebraska 68780.
4. On December 29, 2025, John and Mary Krysl filed a Relinquishment of Water Appropriation, REL-11597, in the office of the Department relinquishing the right to divert water under appropriation A-8768 for use upon the land described above.

ORDER

IT IS HEREBY ORDERED:

1. Notice of Preliminary Determination of Nonuse PDNU-11558 is **DISMISSED**.

2. Surface water appropriation A-8768 is **CANCELLED**.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



January 20, 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:

John and Mary Krysl  
87820 471<sup>st</sup> Avenue  
Stuart, Nebraska 68780