

STATE OF NEBRASKA

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-11090

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-11090 is held by **David L. and Quana K. Laursen.**
2. A search of the Holt County Register of Deeds indicates the land appurtenant to Appropriation A-11090 has been divided into separate parcels. Additional individuals—other than those listed in Department records—may now be landowners. These include **Evelyn Laursen Trust; Central Valley Ag Co-operative; Cargill, Incorporated; HCT, LLC; John R. Prouty; J.E. Meuret Grain Co., Inc.; Randall J. and Brenda J. Hupp; Adam J. Crist; EHH Shamrock, LLC; Dowd Grain, LLC; Clarence C. and Ann L. Wrede; and Bobby B. and Colleen M. Eby; Laursen O'Neil Car Wash, LLC, and PHD MAXIMUM CROP, LLC.**
3. Appropriation A-11090 with a priority date of **April 3, 1967,** authorizes the use of water for irrigation of the **204.4 acres** of land described below. The water may be diverted from **the Elkhorn River** at points of diversion located on the left bank of the stream in the **NW¹/₄SE¹/₄, NE¹/₄SE¹/₄ and on the right bank in the SE¹/₄SE¹/₄ of Section 32, Township 29 North, Range 11 West of the 6th 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 combined rate of **2.92 cfs** from all points of diversion.

<u>Township 29 North, Range 11 West of the</u>		<u>Acres</u>
<u>6th P.M. in Holt County</u>		
Section 32:	NW ¹ / ₄ NE ¹ / ₄	25.7
	NE ¹ / ₄ NE ¹ / ₄	35.4
	SW ¹ / ₄ NE ¹ / ₄	13.5
	SE ¹ / ₄ NE ¹ / ₄	20.7
	NW ¹ / ₄ SE ¹ / ₄	26.4
	NE ¹ / ₄ SE ¹ / ₄	17.2
	SW ¹ / ₄ SE ¹ / ₄	35.3
	SE ¹ / ₄ SE ¹ / ₄	<u>30.2</u>
	TOTAL	204.4

4. The Department has received information concerning the use of surface water appropriation A-11090 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.

5. On January 23, 2026, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-11090. The Notice was delivered by certified mail to David L. and Quana K. Laursen, 49375 Highway 20, O'Neill, Nebraska 68763; David L. Laursen, Trustee, Evelyn Laursen Trust, 49375 Highway 20, O'Neill, Nebraska 68763; Seth Stauffer, Central Valley Ag Co-operative, 87069 494th Avenue, O'Neill, Nebraska 68763; Bill and Stacey Alden, HCT, LLC, 48920 887th Road, O'Neill, Nebraska 68763; Justin Rowse, Cargill, Incorporated, 87087 494th Avenue, O'Neill, Nebraska 68763; John R. Prouty, P.O. Box 31, O'Neill, Nebraska 68763; Randall J. and Brenda J. Hupp, P.O. Box 1, O'Neill, Nebraska 68763; PHD MAXIMUM CROP, LLC, 49360 Highway 20, O'Neill, Nebraska 68763; Adam J. Crist, 49346 Highway 20, O'Neill, Nebraska 68763; Katie Wrede, EHH Shamrock, LLC, 49368 Highway 20, O'Neill, Nebraska 68763; Rick Gartner, Dowd Grain. LLC, 49336 Highway 20, O'Neill, Nebraska 68763; Jim Meuret, J.E. Meuret Grain Co., Inc., P.O. Box 146, Brunswick, Nebraska 68720; David L. Laursen, Laursen O'Neill Car Wash, LLC, 49375 Highway 20, O'Neill, Nebraska 68763; Clarence C. And Ann L. Wrede, 49367 Pioneer Road, O'Neill, Nebraska 68763; and Bobby B. and Colleen M. Egy, P.O. Box 55, O'Neill, Nebraska 68763.
6. The United States Postal Service attempted delivery of the certified mail to Bobby B. and Colleen M. Egy on January 27, 2026, February 1, 2026, and February 11, 2026. On February 24, 2026, the mailing was returned to the Department "unclaimed unable to forward."
7. No contest of the Preliminary Determination of Nonuse was received in the Department.
8. The Department has determined that appropriation A-11090 has not been used for its required purpose for more than five consecutive years.
9. 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-11090 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. 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:

David L. and Quana K. Laursen
49375 Highway 20
O'Neill, Nebraska 68763

Adam J. Crist
49346 Highway 20
O'Neill, Nebraska 68763

David L. Laursen, Trustee
Evelyn Laursen Trust
49375 Highway 20
O'Neill, Nebraska 68763

Katie Wrede
EHH Shamrock, LLC
49368 Highway 20
O'Neill, Nebraska 68763

Seth Stauffer
Central Valley Ag Co-operative
87069 494th Avenue
O'Neill, Nebraska 68763

Rick Gartner
Dowd Grain. LLC
49336 Highway 20
O'Neill, Nebraska 68763

Bill and Stacey Alden
HCT, LLC
48920 887th Road
O'Neill, Nebraska 68763

Jim Meuret
J.E. Meuret Grain Co., Inc.
P.O. Box 146
Brunswick, Nebraska 68720

Justin Rowse
Cargill, Incorporated
87087 494th Avenue
O'Neill, Nebraska 68763

David L. Laursen
Laursen O'Neill Car Wash, LLC
49375 Highway 20
O'Neill, Nebraska 68763

John R. Prouty
P.O. Box 31
O'Neill, Nebraska 68763

Clarance C. And Ann L. Wrede
49367 Pioneer Road
O'Neill, Nebraska 68763

Randall J. and Brenda J. Hupp
P.O. Box 1
O'Neill, Nebraska 68763

Bobby B. and Colleen M. Egy
P.O. Box 55
O'Neill, Nebraska 68763

PHD MAXIMUM CROP, LLC
49360 Highway 20
O'Neill, Nebraska 68763