

STATE OF NEBRASKA
DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-10819

WATER DIVISION 2-B

BACKGROUND

1. Records on file in the Department of Water, Energy, and Environment (Department) show that surface water appropriation A-10819 is held by **Terry L. and Norma L. James, Co-Trustees of The James Family Revocable Trust.**
2. Appropriation A-10819 with a priority date of **March 29, 1966,** authorizes the use of water for irrigation of the **7.8 acres** of land described below. The water may be diverted from **Buffalo Creek** at points of diversion **in the N~~W~~NE~~W~~ of Section 26, 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 **0.11 cfs** from all points of diversion.

Township 24 North, Range 04 West of the
6th P.M. in Madison County Acres

Section 26:	NW W NE W	0.9
	NE W NE W	<u>6.9</u>
	TOTAL	7.8

3. The Department has received information concerning the use of surface water appropriation A-10819 that indicates the appropriation has not been used for its required purpose for more than five consecutive years.
4. On June 5, 2026, the Department issued a Notice of Preliminary Determination of Nonuse of appropriation A-10819. The Notice was delivered by certified mail to Terry L. and Norma L. James, P.O. Box 195, 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-10819 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-10819 is **CANCELLED**.

DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT



August 5, 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:

Terry L. and Norma L. James
P.O. Box 195
Meadow Grove, Nebraska 68752