

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER APPROVING PETITION EOT-1874 GRANTING AN EXTENSION OF TIME

TO BEGIN CONSTRUCTION FOR APPLICATION A-18663

WATER DIVISION 2-F

Background

1. On May 18, 2009, John Winkler, General Manager, on behalf of Papio-Missouri River Natural Resources District (PMRNRD) filed application A-18663 in the Department of Natural Resources (Department) for a permit to impound water, application for approval of plans for dams, specifications and plan P-17420.
2. On August 13, 2009, the Department approved application A-18663. The approval was conditioned upon construction beginning within six months of the signing date of the approval.
3. On February 9, 2010, Martin P. Cleveland P.E., Construction Engineer, on behalf of PMRNRD, filed petition EOT-1874 in the Department requesting an extension of the date by which construction should begin for application A-18663. Construction had not begun due to right-of-way litigation. The petition requests the date be extended to August 17, 2010.

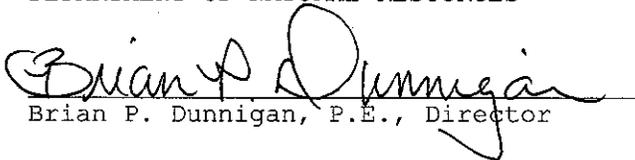
Order

It is therefore ORDERED:

1. Petition EOT-1874 is hereby APPROVED.
2. The date by which construction shall begin for application A-18663 is extended to August 17, 2010.
3. All other conditions of the approval of application A-18663 remain in effect.

DEPARTMENT OF NATURAL RESOURCES

April 2, 2010


Brian P. Dunnigan, P.E., Director

The applicant and any person with sufficient legal interest who has been or may be substantially affected by this order may request a contested case hearing in accordance with the Nebraska Administrative Procedures Act (Sections 84-901 et. seq. RSS) and the Department's Rules of Practice and Procedure (454 N.A.C. Chapter 007). The request must be received by the

Department at its Lincoln Office (301 Centennial Mall South, 4th Floor State Office Building, Lincoln, NE 68509-4676) within 15 days of the date of the order and be accompanied by a filing fee of \$10.

A copy of this Order was posted on the Department's website and provided to the Department's field office, Lincoln, Nebraska. A copy of this Order was mailed on April 2, 2010, to the following:

John Walker, General Manager
Papio-Missouri River NRD
8901 South 154th Street
Omaha, Nebraska 68138-3621