STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF DISMISSAL OF APPLICATION A-19114 FOR A PERMIT TO IMPOUND WATER

AND APPLICATION 18608 FOR APPROVAL OF PLANS FOR DAMS

WATER DIVISION 1-B

BACKGROUND

1. On July 22, 2013, Richard A. and Debra N. Hersh filed in the Department of Natural Resources (Department) Application A-19114 for a Permit to Impound Water and Application 18608 for Approval of Plans for Dams.

2. On August 19, 2015, the Department requested additional documentation regarding application A-19114. The request was delivered by first class mail to Richard A. and Debra N. Hersh, 427 River Road, Inavale, Nebraska 68952.

3. On April 6, 2016, the Department requested additional documentation regarding application A-19114. The request was delivered by certified mail to Richard A. and Debra N. Hersh, 427 River Road, Inavale, Nebraska 68952.

4. On April 11, 2016, Richard A. and Debra N. Hersh received notification of the deficiencies of application A-19114.

5. *Nebraska Revised Statutes* § 46-233 (3) provides that an applicant shall file the corrected application within ninety days of receipt of such notification.

6. The required additional documentation to complete application A-19114 was not submitted to the Department within ninety days of receipt of notification. Therefore, application A-19114 should be dismissed.

ORDER

IT IS HEREBY ORDERED Application A-19114 for a Permit to Impound Water and Application 18608 for Approval of Plans for Dams are DISMISSED.

DEPARTMENT OF NATURAL RESOURCES

August 15, 2016

Gordon W. Fassett, P.E., Director

A copy of this Order was posted on the Department's website. A copy of this Order was provided to the Department's field office in Cambridge, Nebraska. A copy of this Order was mailed on August 15, 2016, to the following:

Richard A. and Debra N. Hersh
427 River Road
Inavale, Nebraska 68952