

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER GRANTING EXTENSION OF TIME BY PETITION EOT-5926

TO COMPLETE CONSTRUCTION UNDER APPROPRIATION A-19290

WATER DIVISION 2-F

BACKGROUND

1. On August 19, 2014, John Winkler, General Manager, Papio-Missouri River Natural Resources District (PMRNRD) filed in the Department of Natural Resources (Department) application A-19290 for a permit to impound water, application for approval of plans for dams, specifications and plan number 19049.
2. On March 26, 2015, application A-19290 was approved by the Department. Appropriation A-19290 authorizes the impoundment of 2,300 acre-feet of water per year from the North Branch of West Papillion Creek in Papio Creek Site 15A Reservoir, which is subject to the *Safety of Dams and Reservoirs Act*, located in the SE $\frac{1}{4}$ of Section 33, Township 16 North, Range 11 East of the 6th P.M. in Douglas County.
3. The approval was conditional upon completion of the structure by November 1, 2016.
4. On September 14, 2016, Lori Ann Laster, Project Manager, PMRNRD, filed petition EOT-5926 in the Department requesting an extension of the date by which construction should be completed for Papio Creek Site 15A Dam, under appropriation A-19290. Water has not been impounded due to access restrictions related to ongoing construction work on the Ida Street Bridge, utility relocations and weather delays. The petition requests the date of construction completion be extended to December 31, 2017.

ORDER

IT IS HEREBY ORDERED:

1. Petition EOT-5926 is APPROVED.
2. The date by which construction completion for Papio Creek Site 15A Dam, under appropriation A-19290 is extended to December 31, 2017.
3. All other conditions of appropriation A-19290 remain in effect.

DEPARTMENT OF NATURAL RESOURCES

October 7, 2016


Gordon W. Fassett, 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 *Neb. Admin. Procedures Act* §§ 84-901 et. seq. RRS and the Department's *Rules of Practice and Procedure 454 Neb. Admin. Code Chapter 7*. The request must be received by the Department at its Lincoln office (Nebraska State Office Building, 4th Floor, 301 Centennial Mall South, P.O. Box 94676, Lincoln, Nebraska 68509-4676) within 30 days of the date of the order and be accompanied by a filing fee of \$10.

A copy of the Order was posted on the Department's website and provided to the Department's field office in Norfolk, Nebraska. A copy of this Order was mailed on October 7, 2016, to the following:

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HDR Engineering, Inc.
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Omaha, Nebraska 68114-4049

Lori Ann Laster, CFM
Papio-Missouri River Natural Resources District
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