

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION A-18657

WATER DIVISION 1-D

Background

On April 10, 2009, Galen Tuttle, on behalf of GT Farms, LLC, filed application A-18657 in the Department of Natural Resources (Department) for a permit to impound water, application for approval of plans for dams, specifications and plan P-17398.

Order

IT IS HEREBY ORDERED:

Application A-18657, the application for approval of plans for dams and plan P-17398 are APPROVED subject to the following limitations and conditions:

1. The source of water is a tributary to Turkey Creek.
2. The priority date is April 10, 2009.
3. The amount of water that may be diverted shall not exceed 43.83 acre-feet per year to be stored in Galen Tuttle Pond. Galen Tuttle Dam will be located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 30, Township 8 North, Range 2 East of the 6<sup>th</sup> P.M. in Saline County.
4. The appropriator must comply with all relevant statutes. This includes, but is not limited to, the following:
  - A. Notify the Department of any change in ownership or address.
  - B. Receive approval prior to taking any action that changes the storage capacity of this reservoir, the specifications, plan P-17398, or the type of appropriation.
  - C. Construct, operate and maintain the structure in accordance with Section 46-241 RSS and the Safety of Dams and Reservoirs Act, Sections 46-1601 to 46-1670 RSS.
  - D. Assume liability for all damages due to leakage, overflow or structural failure of the structure.
  - E. Release a portion of the reservoir inflows for livestock where required, unless appropriator is a political subdivision.



Department at its Lincoln office (301 Centennial Mall South, 4<sup>th</sup> Floor State Office Building, Lincoln, NE 68509-4676) within 30 days of the date of the Approval and be accompanied by a filing fee of \$10.

A copy of this approval was posted on the Department's website. Copies of this approval, engineering review report and plan P-17398 were provided to the Department's field office in Lincoln, Nebraska. Copies of this approval and a Construction Certification Form for Dams were mailed to the following:

Tim Haakenstad  
State Conservation Engineer  
Natural Resources Conservation Service  
345 Federal Building  
100 Centennial Mall North  
Lincoln, Nebraska 68508-3866

Copies of this approval and plan P-17398 were mailed on July \_\_\_\_\_, 2009, to the following:

GT Farms, LLC  
c/o Galen Tuttle  
110 Page Street  
Friend, Nebraska 68359