

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES
APPROVAL OF APPLICATION A-18565
WATER DIVISION 2-A

Background

1. On January 28, 2008, Harold Rickertsen filed application A-18565 for a permit to impound water, specifications according to N.A.C. Title 457, Chapter 11, and plan number P-17168 for an existing reservoir.
2. On December 16, 2008, the Department issued a Notice of Preliminary Determination that a portion of the Lower Platte River Basin including the surface watershed of the Platte River and its tributaries from the confluence upstream of the Missouri River is fully appropriated. With this Preliminary Determination the Department placed an immediate stay on the issuance of any new surface water appropriations in the fully appropriated portions of the Lower Platte River Basin.
3. On January 6, 2009, Harold Rickertsen filed map of reservoir number 17346.
4. On March 9, 2009, Harold Rickertsen filed petition VAR-1643 for Leave to Consider an Application for a Permit to Appropriate Water within a Stay Area. The application is for a storage reservoir already in existence.
5. Petition VAR-1643 was granted by the Department on March 16, 2009.
6. On April 8, 2009, the Department issued an Order of Final Determination that the Lower Platte River Basin is Not Fully Appropriated. With this final determination and pursuant to Neb. Rev. Stat. Section 46-714(12)(b) as a result of L.B. 483, which was signed by the Governor and became effective April 6, 2009, the Department was required to place a new stay on the issuance of any new natural-flow, storage or storage-use appropriations in the stay area.
7. The stay which commenced on April 8, 2009, is no longer in effect.
8. Construction has been completed.

Order

IT IS HEREBY ORDERED:

Application A-18565, map of reservoir number 17346, and plan P-17168 are APPROVED subject to the following limitations and conditions.

1. The source of water is a tributary to the Middle Loup River.
2. The priority date is January 28, 2008.

Copies of this approval, plan P-17168, and map of reservoir number 17346 were mailed on August _____, 2009, to the following:

Harold Rickertsen
1212 Highway 92
Saint Paul NE 68873