

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER GRANTING EXTENSION OF TIME BY PETITION EOT-4771 TO BEGIN CONSTRUCTION
AND PETITION EOT-4772 TO COMPLETE CONSTRUCTION UNDER APPROPRIATION A-18907

WATER DIVISION 2-B

BACKGROUND

1. On April 5, 2012, Bruce Hocking, President, Wedgewood Manor Lake Association, filed in the Department of Natural Resources (Department) application A-18907 for a permit to impound supplemental water and map number 18175 for the rehabilitation of the existing Wedgewood Lake's inundation area.
2. On July 27, 2012, application A-18907 was approved by the Department. Appropriation A-18907 authorizes the impoundment of an additional 60.0 acre-feet of water per year from Dead Man's Run stored in the existing Wedgewood Lake, which is subject to the *Safety of Dams and Reservoirs Act*, located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ extending into the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27, Township 10 North, Range 7 East of the 6th P.M. in Lancaster County.
3. The approval was conditional upon (1) construction of the rehabilitation of the inundation area beginning within one year of the signing date of the application approval, July 27, 2013, and (2) completion of the rehabilitation of the inundation area by October 1, 2014.
4. On July 18, 2013, Bruce Hocking, President, Wedgewood Manor Lake Association, filed petition EOT-4771 in the Department requesting an extension of the date by which construction should begin for rehabilitation of the inundation area, under appropriation A-18907. Construction had not begun due to ongoing work in obtaining access, egress route, and spoil location agreements. The petition requests the date of construction commencement be extended to March 31, 2014.
5. On July 18, 2013, Bruce Hocking, President, Wedgewood Manor Lake Association, filed petition EOT-4772 in the Department requesting an extension of the date by which construction should be completed for rehabilitation of the inundation area, under appropriation A-18907 due to the delay of the commencement of construction. The petition requests the date of construction commencement be extended to December 31, 2015.

ORDER

IT IS HEREBY ORDERED:

1. Petitions EOT-4771 and EOT-4772 are APPROVED.
2. The date by which construction shall begin for rehabilitation of the inundation area of Wedgewood Lake, under appropriation A-18907 is extended to March 31, 2014.
3. The date by which construction shall be completed for rehabilitation of the inundation area of Wedgewood Lake, under appropriation A-18907 is extended to December 31, 2015.
4. All other conditions of appropriation A-18907 remain in effect.

DEPARTMENT OF NATURAL RESOURCES

October 22, 2013


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 *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 Lincoln, Nebraska. A copy of this Order was mailed on October 22, 2013, to the following:

Andrew Appleget
The Flatwater Group, Inc.
8200 Cody Drive, Suite A
Lincoln, NE 68512

Bruce Hocking, President
Wedgewood Manor Lake Association
P.O. Box 57566
Lincoln, NE 68505