

# Appendix B

NOTICE TO PUBLIC  
RELATING TO ANNUAL REPORT  
REQUIRED PURSUANT TO Neb. Rev. Stat. § 46-713

The Nebraska Department of Natural Resources (“Department”) hereby provides notice that the Department, in accordance with Section 46-713(1)(c), shall include in the annual report required to be issued by January 1 of 2010, for informational purposes only, a summary of relevant data provided by any interested party concerning the social, economic, and environmental impacts of additional hydrologically connected surface water and ground water uses on resources that are dependent on streamflow or ground water levels but are not protected by appropriations or regulations. Anyone wishing to provide relevant data must submit such relevant data by Sept 18, 2009, to the Department. The address for the Department of Natural Resources is 301 Centennial Mall South, P.O. Box 94676, Lincoln, Nebraska, 68509-4676, Attention: Jesse Bradley. FAX: (402) 471-2900.

The Department must complete an evaluation of the expected long-term availability of hydrologically connected water supplies for both existing and new surface water uses and existing and new ground water uses in each of the state’s river basins and shall issue a report that describes the results of the evaluation by January 1, 2010, pursuant to Neb. Rev. Stat. § 46-713 (Reissue 2004). Based on the information reviewed in the evaluation process, the Department shall arrive at a preliminary conclusion for each river basin, subbasin, and reach evaluated as to whether such river basin, subbasin, or reach presently is fully appropriated without the initiation of additional uses.

For further information regarding the Department, and its activities, please refer to the Department’s web site, at <http://www.dnr.state.ne.us>.

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REV. STAT. § 46-713**

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**Proof of publication**

**AFFIDAVIT**

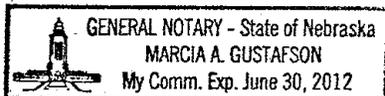
State of Nebraska, County of Douglas, ss:

Joyce Sawatzki, being duly sworn, deposes and says that he/she is an employee of The Omaha World-Herald, a legal daily newspaper printed and published in the county of Douglas and State of Nebraska, and of general circulation in the Counties of Douglas, and Sarpy and State of Nebraska, and that the attached printed notice was published in the said newspaper on the 19 day of August 2009, and that said newspaper is a legal newspaper under the statutes of the State of Nebraska. The above facts are within my personal knowledge. The Omaha World-Herald has an average circulation of 161,633 Daily and 203,662 Sunday, in 2009.

(Signed) *Joyce Sawatzki*

Title: Account Executive

Subscribed in my presence and sworn to before me this 19<sup>th</sup> day of August, 2009.



*Marcia A. Gustafson*  
Notary Public

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DEPARTMENT OF  
NATURAL RESOURCES

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No information was provided by interested parties regarding relevant data concerning the social, economic, and environmental impacts of additional hydrologically connected surface water and groundwater uses on resources that are dependent on streamflow or groundwater levels but are not protected by appropriations or regulations.