

Tri-Basin NRD – PBHEP Annual Report
Appendix F
Tri-Basin Natural Resources District
New Well and Conditional Replacement Well Permit
Applicant Certification and Agreement

Applicant Certification and Agreement to be bound by Conditions and Limitations on operation of a Well permitted as a New Well or as a Conditional Replacement Well pursuant to Rule 1.12, Tri-Basin Natural Resources District Rules and Regulations for Management of Land and Water Resources

NRD Permit # _____ Applicant _____

Applicant is the owner of the following- described real estate:

_____ ¼ Section T N - R W _____

Applicant accepts and agrees to be bound by the following conditions and limitations on the operation of a well that is constructed under the authority of a permit issued by the Tri-Basin Natural Resources District (“NRD”). The conditions and limitations are (check the box and initial those that apply):

1. _____ Applicant agrees to offset any “new depletions” to streamflows of the Platte River, Little Blue River, Republican River, or their tributaries that may be determined to be associated with use of this well. Applicant agrees to use methods to offset those depletions that are deemed acceptable by the NRD and the State of Nebraska. Applicant understands and agrees that Applicant’s failure to offset said new depletions may result in closure of this well or restrictions being imposed by the NRD on the number of acres of land that can be irrigated by this well.

2. _____ Applicant agrees to abide by well spacing and pumping capacity limitations that apply to the well that is the subject of this permit, whether such limitations arise pursuant to federal or state law or by rule or regulation of the NRD. Applicant understands and agrees that Applicant’s failure to comply with all rules and regulations of the NRD that pertain to this well may result in closure of this well and civil or criminal prosecution and other penalties.

3. _____ Applicant agrees to comply with all current and future rules and regulations of the NRD that pertain to this well. Applicant understands and agrees that Applicant’s failure to comply with all rules of regulations of the NRD that pertain to this well may result in closure of this well and civil or criminal prosecution and other penalties.

4. _____ Applicant agrees to maintain any and all surface water rights associated with the land to be irrigated by this well for the lifespan of the permitted well. Applicant understands and agrees that Applicant’s failure to comply with all rules and regulations of the NRD that pertain to this well may result in closure of this well and civil or criminal prosecution and other penalties (conditional replacement wells only).

5. _____ Applicant agrees to irrigate only land that has been certified for irrigation by the NRD (no new irrigated acres will be allowed). Applicant understands and agrees that Applicant’s failure to prevent irrigation of land not certified for irrigation by the NRD may result in closure of this well and prosecution by the State of Nebraska (conditional replacement wells only).

Applicant certifies that Applicant is familiar with the information contained in this instrument and that to the best of Applicant’s knowledge and belief, such information is true, complete and accurate. Applicant further acknowledges and agrees that the NRD and/or the State of Nebraska may impose additional conditions, limitations and restrictions on operation of the well that is the subject of this permit. Applicant further acknowledges and agrees that the conditions and limitations agreed to herein shall also be binding upon Applicant’s successors-in-interest to the well and/or the subject real estate.

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I certify that I am familiar with the information contained in this application and that to the best of my knowledge and belief such information is true, complete and accurate. I further acknowledge that Tri-Basin Natural Resources District or the State of Nebraska may impose additional conditions, limitations and restrictions on operation of the well that is the subject of this permit.

Date

Signature of Applicant

Date

Signature of Applicant

Date

Signature of Witness

Approval by Tri-Basin Natural Resources District

Date

Signature of Tri-Basin NRD Representative