

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER DISMISSING APPLICATION FOR A PERMIT TO TRANSFER GROUND WATER FOR
MUNICIPAL AND RURAL DOMESTIC USE

The Director of the Department of Natural Resources (Department) dismisses Application MT-44, for a permit to transfer ground water for municipal and rural domestic use, submitted by the Boyd County Rural Water District #2, Nebraska (Applicant).

Application MT-44 was filed on June 25, 2013. By letter dated July 2, 2013, the Department requested that the Applicant supply all supporting information required by application form instructions and state statute. After the Department granted numerous extensions of the response deadline, the Applicant provided a brief response to the Department's request on July 25, 2014. This response does not meet the requirements of the application instructions or state statute.

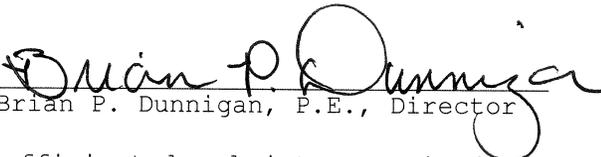
By letter dated August 18, 2014, the Department again requested that the Applicant supply the supporting information required to be able to process Application MT-44. The Department set October 18, 2014, as the final deadline for receiving the required information. No further response was received from the Applicant, and the Applicant did not request any extensions of the deadline.

The Department CONCLUDES that the Applicant does not wish to proceed with the processing of Application MT-44, and the application should be dismissed.

It is therefore ORDERED that Application MT-44 is DISMISSED.

DEPARTMENT OF NATURAL RESOURCES

November 24, 2014


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 Title 454 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 this Order dismissing Application MT-44 was posted on the Department's website and provided to the Department's field office in Ord, Nebraska. A copy of this Order was mailed on November 24, 2014, to the following:

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