

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF CANCELLATION IN FULL OF WATER APPROPRIATION A-19039 AND PETITION

DWV-4605

WATER DIVISION 1-F

BACKGROUND

1. On March 18, 2013, Wayne Haveman, on behalf of Haveman Farms Inc., filed in the Department of Natural Resources (Department) application A-19039 for a permit to impound water and petition DWV-4605 for a waiver of the requirement of outlet works.
2. On December 22, 2015, the Department approved application A-19039 subject to the condition that a plan of reservoir be filed within six months of the signing date of the application approval.
3. On June 21, 2016, Dale Haveman, Haveman Farms Inc., filed petition EOT-5702 in the Department requesting an extension of time to December 22, 2016, in which to file a plan of reservoir for A-19039.
4. On July 7, 2016, the Department granted petition EOT-5702 for an extension of time in which to file a plan of reservoir for Haveman Pond No. 2, storage appropriation A-19039. The date for filing the plan of reservoir was extended to December 22, 2016.
5. The plan of reservoir for A-19039 was not filed in the Department by the December 22, 2016, deadline.
6. Pursuant to *Department of Natural Resources Rules of Practice and Procedure, Title 457 Neb. Admin. Code Chapter 11* the required project map was not filed in the Department by December 22, 2016, six months after the filing deadline authorized by the petition for extension of time. Therefore, appropriation A-19039 and the approval of petition DWV-4605 should be cancelled.

ORDER

IT IS HEREBY ORDERED appropriation A-19039 and the approval of petition DWV-4605 for waiver of outlet works are CANCELLED.

DEPARTMENT OF NATURAL RESOURCES

January 10, 2017

  
Gordon W. Fassett, P.E., Director

A copy of this Order was posted on the Department's website. A copy of this Order was provided to the Department's field office in Lincoln, Nebraska. A copy of this Order was mailed on January 10, 2017, to the following:

Wayne Haveman  
Haveman Farms Inc.  
71801 647 Avenue  
Shubert, Nebraska 68437

Dale Haveman  
Haveman Farms Inc.  
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Avoca, Nebraska 68307