

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES
ORDER ADOPTING LEWIS AND CLARK NATURAL RESOURCES DISTRICT
VOLUNTARY INTEGRATED MANAGEMENT PLAN
AND ASSOCIATED SURFACE WATER CONTROL

Background

1. On March 4, 2013, the Lewis and Clark Natural Resources District (District) submitted to the Nebraska Department of Natural Resources (Department) a letter of intent to develop a voluntary Integrated Management Plan (IMP).
2. The Department and the District consulted on the development of the voluntary IMP with a group of stakeholders. The stakeholder group consisted of the statutorily required and other entities that were identified by the Department and the District to be included in the group. Through this process of consultation, the Department and the District jointly developed a voluntary IMP in accordance with the Ground Water Management and Protection Act (the Act), particularly, *Neb. Rev. Stat.* §§ 46-715, 46-716, 46-717, and 46-718.
3. The Department and the District reached agreement on (a) the proposed goals and objectives of the voluntary IMP, (b) the proposed geographic area to be subject to the controls of the voluntary IMP, and (c) the surface water and groundwater controls that are proposed for adoption and implementation of the voluntary IMP.
4. On July 28, 2016, pursuant to notices duly published in accordance with *Neb. Rev. Stat.* § 46-743, the Department and the District jointly held a public hearing in Hartington, Nebraska on the proposed voluntary IMP. There was no testimony to be considered from this hearing.
5. On July 28, 2016, the District's Board of Directors adopted the proposed IMP and affirmed the use of groundwater controls necessary for implementing the voluntary IMP.
6. On August 1, 2016, the Department sent the District a letter agreeing to adopt the proposed voluntary IMP and surface water controls.

Surface Water Control Adopted

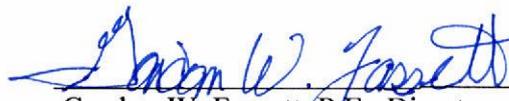
The surface water control included in the voluntary IMP is as follows: The Department will mandate education requirements for new industrial and agricultural surface water permits.

Order

It is therefore ORDERED that the voluntary integrated management plan for the Lewis and Clark Natural Resources District and the surface water control in the plan are HEREBY ADOPTED by the Department and will become effective on **September 5, 2016**.

DEPARTMENT OF NATURAL RESOURCES

August 5, 2016



Gordon W. Fassett, P.E., Director

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 *Nebraska Administrative Procedures Act* (*Neb. Rev. Stat. §§ 84-901 et. seq.*) and the Department's *Rules of Practice and Procedure* (454 N.A.C. Chapter 007). The request must be received by the Department at its Lincoln office (301 Centennial Mall South, 4th Floor State Office Building, Lincoln, NE 68509-4676) within 30 days of the date of this Order and be accompanied by a filing fee of \$10.00.

On August 5, 2016, a copy of this Order was posted on the Department's website; mailed to Annette Sudbeck, General Manager, Lewis and Clark Natural Resources District, P.O. Box 518, Hartington, NE 68739; and provided to the Department of Natural Resources field offices in Norfolk and Ord, Nebraska.