

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

In the Matter of Application I-23)
for a Permit under the Provisions) NOTICE
of the Industrial Ground Water)
Regulatory Act.)

Notice is hereby given that Bruce Nienhueser (Applicant) has filed an application for a permit under the provisions of the *Industrial Ground Water Regulatory Act, Neb. Rev. Stat. §§ 46-675 through 46-690*. Application I-23 requests a permit to withdraw and transfer a maximum of 65 acre-feet per year, at a peak withdrawal rate of 110 gallons per minute, from one existing well identified in the Department's records as G-094357B, located in the SW1/4SW1/4 of Section 15, Township 12 North, Range 49 West of the 6th P.M. in Cheyenne County, Nebraska. The water will be transported for use in for oil and gas exploration and road construction in Cheyenne and Deuel Counties, Nebraska; and for wind-turbine and road construction in Logan and Sedgwick Counties, Colorado, as described in joint permit application TA-52. The application may be viewed at the Department's office in Lincoln. Contact Tracy Zayac at 402-471-2363 to arrange a time to see the Application.

The criteria the Department must consider in determining whether to grant or deny a permit under the *Industrial Ground Water Regulatory Act* are spelled out in the law, *Neb. Rev. Stat. § 46-683*, subdivisions (a) through (h), listed below.

- (a) Possible adverse effects on existing surface or ground water users;
- (b) The effect of the withdrawal and any transfer of ground water on surface or ground water supplies needed to meet reasonably anticipated domestic and agricultural demands in the area of the proposed ground water withdrawal;
- (c) The availability of alternative sources of surface or ground water reasonably accessible to the applicant in or near the region of the proposed withdrawal or use;
- (d) The economic benefit of the applicant's proposed use;
- (e) The social and economic benefits of existing uses of surface or ground water in the area of the applicant's proposed use and any transfer;
- (f) Any waivers of liability from existing users filed with the director;
- (g) The effects on interstate compacts or decrees and the fulfillment of the provisions of any other state contract or agreement; and
- (h) Other factors reasonably affecting the equity of granting the permit.

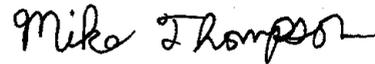
Any person with a legal or equitable interest in the subject matter may object to the application and request a hearing by filing a formal written objection and request for hearing with the Department of Natural Resources, P.O. Box 94676, Lincoln, NE 68509-4676, Attention: Tracy Zayac, by May 12, 2014. The objection may be filed by the objector, or an attorney may file on behalf of the person objecting. The objection must include the following:

1. Your name, address, and contact information and the same information for an attorney;
2. Identification number of the Application you are objecting to;

3. A description of the objector's qualifying legal or equitable interest in the subject matter; and
4. A specifically stated basis for the objection referring to one or more of the criteria listed above.

If you also want a hearing, you must request one. A request for a hearing must be accompanied by a \$10 filing fee. If the objection does not contain a request for a hearing, none will be held, and the objection will be placed in the application file and considered by the Department when making the decision whether or not to issue the permit.

DEPARTMENT OF NATURAL RESOURCES



Mike Thompson, Division Head
Permits and Registrations

April 11, 2014