

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF DISMISSAL OF APPLICATION A-18620

WATER DIVISION 1-D

BACKGROUND

1. On December 9, 2008, Matthew Duis, on behalf of landowners Thomas L. and Jill A. Duis, filed in the Department of Natural Resources (Department) application A-18620 for a permit to appropriate water out of Callan Reservoir (storage appropriation A-10254), located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 1 North, Range 5 East of the 6th P.M. in Gage County.
2. On May 19, 2009, a letter was mailed to the applicant requesting an agreement signed by Phyllis Schoenholz, the owner of Callan Reservoir. An agreement was not provided to the Department.
3. On June 29, 2011, Department staff returned the application for further corrections and another request for an agreement with the owner of Callan Reservoir, stating that the corrected application be returned within 90 days or the Department would dismiss the application.
4. As of this date, no corrected application has been filed.
5. It is CONCLUDED that under *Neb. Rev. Stat. § 46-233(3)* the Department must dismiss this application.

ORDER

IT IS HEREBY ORDERED application A-18620 is DISMISSED.

DEPARTMENT OF NATURAL RESOURCES

November 18, 2011


Brian P. Dunnigan, 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 November 18, 2011, to the following:

Thomas L. and Jill A. Duis
12141 West Willow Road
Odell, Nebraska 68415

Matthew Duis
7209 West Willow Road
Odell, Nebraska 68415