

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION A-18634

WATER DIVISION 1-D

Background

On January 9, 2009, Vern Meier, Vice President, on behalf of TransCanada Keystone Pipeline, LP, filed application A-18634 in the Department of Natural Resources (Department) for a Temporary Permit to Appropriate Water.

Order

IT IS HEREBY ORDERED that application A-18634 is APPROVED subject to the following limitations and conditions:

1. The source of water is the Big Blue River.
2. The water shall be used for the purpose of hydrostatic testing of a pipeline.
3. The priority date is January 9, 2009.
4. The point of diversion is located in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 7, Township 11 North, Range 3 East of the 6th P.M. in Seward County, generally located on property described in easement signed by Timothy R. Sell and Beth A. Schulz as co-trustees of the Neal R. Sell Trust. The location of diversion is generally depicted on the drawing filed with the application.
5. The amount of water shall be limited to a rate of 6.68 cubic feet per second (3,000 gallons per minute) and a total diversion of 39.90 acre-feet.
6. This authorization EXPIRES one year past the signing date of this application approval, and application A-18634 is hereby CANCELLED without further action by the Department as of that date.
7. The appropriator must comply with all relevant statutes. This includes, but is not limited to, the following:
 - a. Notify the Department of any change in ownership or address.
 - b. Notify the Department of the name and address of the person responsible for the use of the water appropriation (this may include contractors or tenants that actually apply the water to the approved use).

