

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER GRANTING EXTENSION OF TIME TO COMPLETE CONSTRUCTION OF  
PLAN NUMBER P-21145

BACKGROUND

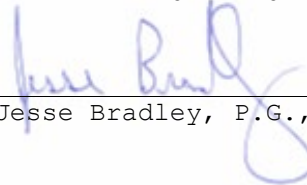
1. On January 26, 2023, Eric Behlke, on behalf of Blackshirt Feeders LP filed in the Department of Natural Resources (Department) an Application for Approval of Plans for Dams, plan P-21145, and associated specifications.
2. The plan, P-21145, is for the construction of Blackshirt Lagoon 5 Dam, a proposed livestock waste control dam subject to the *Safety of Dams and Reservoirs Act*. The dam will be located in the Northwest 1/4 of Section 35, Township 2 North, Range 42 West of the 6th P.M. in Dundy County.
3. Blackshirt Feeders LP, 33668 Road 710, Benkelman, Nebraska 69021, owns the proposed dam.
4. On March 6, 2023, plan P-21145 was approved with the condition that construction be completed by November 1, 2024.
5. On November 1, 2024, Matthew D. Goeller, P.E. of Settje Agri-Services and Engineering Inc. filed on behalf of Blackshirt Feeders LP a request to extend the construction deadline for plan P-21145 to November 1, 2026.

ORDER

It is therefore ORDERED:

1. The request for extension of time to complete construction of plan P-21145 is hereby APPROVED.
2. The date by which construction of plan P-21145 shall be completed is extended to November 1, 2026.
3. All limitations and other conditions in the March 6, 2023, order approving plan P-21145 remain in effect.
4. Upon completion of construction, the owner shall file with the Department the enclosed "Construction Certification Form for Dams".

DEPARTMENT OF NATURAL RESOURCES



Jesse Bradley, P.G., Interim Director

November 7, 2024

A copy of this order was posted on the Department's website. Copies of this order and a "Construction Certification Form for Dams" were mailed on November 7, 2024, to Blackshirt Feeders LP, c/o Eric Behlke, 33668 Road 710, Benkelman, Nebraska 69021; and to Matthew D. Goeller, P.E., Settje Agri-Services and Engineering, 15460 Northwest 48th Street, Raymond, Nebraska 68428. Copies of this order were provided to the Department's field office in Cambridge, Nebraska; the Upper Republican Natural Resources District, 511 East 5th Street, Imperial, Nebraska 69033; and to Patrick Ducey, Nebraska Department of Environment and Energy, INTERAGENCY, 245 Fallbrook Boulevard, Suite 100, Lincoln, Nebraska 68521.