

**STATE OF NEBRASKA**  
**DEPARTMENT OF WATER, ENERGY, AND ENVIRONMENT**  
**APPLICATION FOR A PERMIT TO IMPOUND WATER**

INSTRUCTIONS	For Department Use Only
<p>Refer to second page of this form for fees, plans and filing requirements.</p> <p>Complete Items 1 through 11 by typing or printing in ink the appropriate information required. This form must be completed in full.</p> <p>An incomplete or defective application will be returned with 90 days being allowed for resubmission. Failure to resubmit a corrected application within this time period shall cause dismissal of the application and consequent loss of priority.</p>	<p>Filed in the office of the Department of Water, Energy, and Environment</p> <p>____: ____ a.m./p.m.</p> <p>on _____, 20____</p> <p>Application No. _____</p> <p>Plan No. _____</p> <p>Water Division _____</p> <p><input type="checkbox"/> Title 457      <input type="checkbox"/> Title 458</p>
<p>1. Name, address and telephone number of owner of land under proposed project. Names must be exactly as described on the deed or document transferring ownership of property. Application must be signed by owner.</p>         <p>Zip Code: _____ Telephone No.: (____) _____</p> <p>E-mail Address: _____</p>	<p>3. State the purpose for water storage: (i.e., irrigation, livestock, erosion control)</p> <p>_____</p> <p>_____</p> <p>_____</p>
<p>2. Name, address and telephone number of applicant if other than landowner.</p>         <p>Zip code _____ Telephone No.: (____) _____</p> <p>E-mail address: _____</p>	
<p>4. Identify the source of water (name of stream):</p> <p>_____</p>	<p>Name adopted for proposed reservoir or pit:</p> <p>_____</p>
<p>5. State the approximate quantity of water to be impounded: _____ acre-feet.</p>	
<p>6. Identify the location of the proposed reservoir or pit: County _____.</p> <p>_____ <sup>1</sup>/<sub>4</sub> _____ <sup>1</sup>/<sub>4</sub> Section _____, Township _____ North, Range _____ E <input type="checkbox"/> W <input type="checkbox"/></p>	
<p>7. State the approximate date construction will be completed: _____</p> <p>(Applicant should be aware that failure to begin the construction by date set in Order of Approval will cause cancellation of all rights granted.)</p>	
<p>8. State the approximate date water will first be impounded: _____.</p>	
<p>9. If a canal or pipeline is required to convey water to the proposed reservoir or pit, identify the supply canal headgate or pipeline pump site location: County _____.</p> <p>_____ <sup>1</sup>/<sub>4</sub> _____ <sup>1</sup>/<sub>4</sub> Section _____, Township _____ North, Range _____ E <input type="checkbox"/> West <input type="checkbox"/></p>	

10. Will this project be constructed under a federal program, receive federal funding, or have federal planning assistance?

☐

No

☐

Yes

If Yes, explain: \_\_\_\_\_

11. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete and accurate.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Owner (Or Owner's Authorized Agent with Proper Documentation)

This form must be completed in full. An incomplete or defective application will be returned with 90 days being allowed for resubmission. Failure to resubmit a corrected application within this time period shall cause dismissal of the application and consequent loss of priority.

Forward this Application to:

**Nebraska Department of Water, Energy, and Environment**  
**245 Fallbrook Blvd., Suite 100**  
**Lincoln, Nebraska 68521-6729**  
Phone: (402) 471-2186

### **SUMMARY OF FILING REQUIREMENTS**

**Department of Natural Resources Rules of Surface Water, Title 457, Neb. Admin. Code** is abbreviated in the chart below as "Title 457" and is on the website at: <https://dnr.nebraska.gov/sites/default/files/doc/about/rules/Title457Final.pdf>

If project is subject to *Title 457 Neb. Admin. Code*, submit this application.

For structures not subject to *Title 458 Neb. Admin. Code* (see below), but subject to *Title 457 Neb. Admin. Code*, a project map as described in *Title 457 Neb. Admin. Code*, Chapter 11 must be submitted.

**Department of Natural Resources Rules of Safety of Dams & Reservoirs, Title 458, Neb. Admin. Code** is abbreviated in the chart below as "Title 458" and is on the website at: <https://dnr.nebraska.gov/sites/default/files/doc/dam-safety/statutes/Rules-for-Safety-of-Dams-and-Reservoirs.pdf>

See Dam Safety Approval flow chart to determine if project is subject to *Title 458, Neb. Admin. Code* at:

<https://dnr.nebraska.gov/sites/default/files/doc/dam-safety/Do-I-Need-Dam-Safety-Approval.pdf>

Engineering drawings and specifications for proposed projects subject to Title 458 must be submitted within 6 months of the filing of this application and must be submitted with completed Application of Approval of Plans for Dams:

[https://dnr.nebraska.gov/sites/default/files/doc/dam-safety/forms/2022\\_Updates/Application-for-Approval.pdf](https://dnr.nebraska.gov/sites/default/files/doc/dam-safety/forms/2022_Updates/Application-for-Approval.pdf)

For projects completed prior to September 4, 2005, and are subject to Title 458 engineering drawings and specifications must be submitted with an Application for Approval of Plans for Dams (<http://dnr.nebraska.gov/media/DamSafety/pdf/PlansforExistingFarmPondDam.pdf>) at the time of filing this application.

<b><u>Category of Dam</u></b>	<b><u>Filing Requirements for Proposed Dam</u></b>	<b><u>Filing Requirements for Existing Dam Built Prior to 09-04-2005</u></b>	<b><u>Fees</u></b>
≥ 15 AF Normal Storage And Subject to Title 458	<ul style="list-style-type: none"> <li>Application for a Permit to Impound Water (API-001)</li> <li>Application for Approval of Plans for Dams</li> <li>Plans &amp; Specifications in accordance with Title 458 must be filed within 6 months of filing Application to Impound</li> <li>Deed for property</li> </ul>	<ul style="list-style-type: none"> <li>Application for a Permit to Impound Water (API-001)</li> <li>Application for Approval of Plans for Dams</li> <li>Plans &amp; Specifications in accordance with Title 458, Chapter 5, must be filed concurrently with Application to Impound</li> <li>Deed for property</li> </ul>	Plan Review Fee at time of Plan submittal
≥ 15 AF Normal Storage And Not Subject to Title 458	<ul style="list-style-type: none"> <li>Application for a Permit to Impound Water (API-001)</li> <li>Map in accordance with Title 457 must be filed within 6 months of Approval of Permit to Impound</li> </ul>	<ul style="list-style-type: none"> <li>Application for a Permit to Impound Water (API-001)</li> <li>Map in accordance with Title 457 must be filed within 6 months of Approval of Permit to Impound</li> </ul>	
< 15 AF Normal Storage And Not Subject to Title 458 But Subject to <i>Neb.Rev.Stat. 46-241</i>	<ul style="list-style-type: none"> <li>Application for a Permit to Impound Water (API-001)</li> <li>Map in accordance with Title 457 must be filed within 6 months of Approval of Permit to Impound</li> </ul>	<ul style="list-style-type: none"> <li>Application for a Permit to Impound Water (API-001)</li> <li>Map in accordance with Title 457 must be filed within 6 months of Approval of Permit to Impound</li> </ul>	
< 15 AF Normal Storage And Subject to Title 458	<ul style="list-style-type: none"> <li>Plans &amp; specification in accordance with Title 458</li> <li>Application for Approval of Plans for Dams</li> <li>Deed for property</li> <li>No Impound Form (API-001) required (Neb. Rev. Stat. 46-241)</li> </ul>	<ul style="list-style-type: none"> <li>Plans &amp; Specifications in accordance with Title 458</li> <li>Application for Approval of Plans for Dams</li> <li>Deed for property</li> <li>No Impound Form (API-001) required (Neb. Rev. Stat. 46-241)</li> </ul>	Plan Review Fee at time of Plan submittal