

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

ORDER OF DISMISSAL OF APPLICATION A-19408

FOR A PERMIT TO APPROPRIATE WATER

WATER DIVISION 2-C

BACKGROUND

1. On December 4, 2015, the Nebraska Game and Parks Commission, the Upper Niobrara White Natural Resources District (NRD), Middle Niobrara NRD, Lower Niobrara NRD, Upper Loup NRD and Upper Elkhorn NRD, jointly filed application A-19408, in the Department of Natural Resources (Department) for a permit to appropriate water for instream flows on a reach of the Niobrara River located between Spencer Dam and the confluence with the Missouri River as measured at United States Geological Service (USGS) streamgage 06465500 near Verdel, Nebraska. The instream flow request is specific to certain bioperiods for the purpose of maintaining least tern nesting habitat.
2. The status of application A-19408 is pending.
3. On April 29, 2024, the Department received correspondence from the Nebraska Game and Parks Commission, the Upper Niobrara White NRD, Middle Niobrara NRD, Lower Niobrara NRD, Upper Loup NRD and Upper Elkhorn NRD requesting application A-19408 be dismissed.
4. Therefore, application A-19408 should be dismissed.

ORDER

IT IS HEREBY ORDERED application A-19408 is DISMISSED.

DEPARTMENT OF NATURAL RESOURCES



Thomas E. Riley, P.E., Director

May 1, 2024

A copy of this Order was posted on the Department's website. A copy of this Order was provided to the Department's field offices in Norfolk and Ord, Nebraska. A copy of this Order was mailed to the following:

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