

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF PLAN NUMBER 20218

BACKGROUND

1. On April 10, 2018, Jim Stewart, on behalf of AltEn, LLC filed in the Department of Natural Resources (Department) an Application for Approval of Plans for Dams and plan P-20218.
2. The plan, P-20218, is for the AltEn Holding Pond 1 Dam, an existing industrial waste control dam, subject to the *Safety of Dams and Reservoirs Act*. The dam is located in the SW 1/4 of Section 12, Township 14 North, Range 8 East of the 6th P.M. in Saunders County.
3. Matthew D. Goeller, P.E., of Settje Agri-Services & Engineering, Inc., 15460 NW 48th Street, Raymond, Nebraska 68428, prepared the plans.
4. AltEn, LLC, 1344 County Road 10, Mead, Nebraska 68041, owns the dam.
5. The plans were examined by a Registered Professional Engineer of the Department and were found to be consistent with current standards.

ORDER

IT IS HEREBY ORDERED the Application for Approval of Plans for Dams and plan P-20218 are APPROVED subject to the following limitations and conditions:

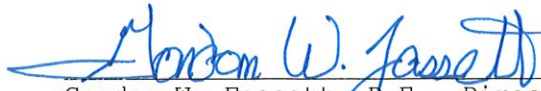
The dam owner must comply with all relevant statutes. This includes, but is not limited to, the following:

- A. Notify the Department of any change in ownership or address.
- B. Receive approval prior to taking any action that changes the storage capacity of the reservoir or plan P-20218.
- C. Operate and maintain the structure in accordance with Neb. Rev. Stat. § 46-241 and the *Safety of Dams and Reservoirs Act*, §§ 46-1601 to 46-1670.
- D. Assume liability for all damages due to leakage, overflow or structural failure of the dam.

ADDITIONAL INFORMATION

Failure to comply with all laws and regulations pertaining to any orders issued by the Director of the Department of Natural Resources may result in administrative penalty, criminal prosecution, or any combination thereof.

DEPARTMENT OF NATURAL RESOURCES



Gordon W. Fassett, P.E., Director

September 5, 2019

A copy of this approval was posted on the Department's website. Copies of this approval and plan P-20218 were mailed on September 5, 2019, to AltEn, LLC, c/o Jim Stewart, 1344 County Road 10, Mead, Nebraska 68041. Copies of this approval, engineering review report, and plan P-20218 were provided to the Department's field office in Lincoln, Nebraska. Copies of this approval were mailed to Matthew D. Goeller, P.E., of Settje Agri-Services & Engineering, Inc., 15460 NW 48th Street, Raymond, Nebraska 68428; the Lower Platte North Natural Resources District, P.O. Box 126, Wahoo, Nebraska 68066; and Ben Miller, Nebraska Department of Environmental Quality, INTERAGENCY, 1200 N. Street, Suite 400, P.O. Box 98922, Lincoln, Nebraska 68509-8922.