

NOTICE

January 3, 2012

Harlan County Highway Superintendent
PO Box 379
Alma, NE 68920

Dear Harlan County Highway Superintendent:

Our records indicate you are the owner or operator of one or more surface water storage reservoirs.

The laws of the State of Nebraska (*Nebraska Revised Statutes* §§ 46-241 (1) and 46-241 (2)) require that the owner of a reservoir capable of storing 15 acre-feet or more of water at the lowest open outlet or overflow file an application for a **permit** from the Department of Natural Resources (Department) to be able to store in such reservoir. Additionally, water may not be stored in such reservoir unless storage is authorized by an order of the Department (*Neb. Rev. Stat. § 46-254*). Consequently, any owners of reservoirs that have not filed an application and obtained a permit to store water are required to **pass through** such reservoirs any water coming into them until the owner has complied with the laws of the State of Nebraska.

You are prohibited from storing or using surface water until further notice from the Department of Natural Resources. The Department is taking action at this time due to the Republican River Compact and drought conditions. Department staff will be conducting compliance inspections of your reservoir(s).

Any person who uses or stores water in violation of a Department Notice may be subject to either or both civil and criminal penalties according to *Nebraska Revised Statute § 46 – 254*.

Department records indicate you are the owner or operator of the following reservoir(s):

<u>Reservoir Location</u> (Section Township Range)	<u>Reference ID</u>	<u>Storage Capacity</u> (Acre Feet)
S: 24 T: 4 R: 20W Harlan County	12265	33.30 AF
S: 21 T: 3 R: 19W Harlan County	12273	38.10 AF
S: 16 T: 2 R: 18W Harlan County	12661	51.80 AF

Should you require further information, please call the Department of Natural Resources at (402) 471-2363.