





DEPARTMENT OF NATURAL RESOURCES

CONCEPT PAPER FOR SURFACE WATER AND GROUND WATER SUBCOMMITTEE

Filing Fees

April 2007

1. \$10 filing fee for miscellaneous

STATUTORY REFERENCE: 33-105(8) For filing any petition, affidavit, other paper, or application for which no fee has been fixed, ten dollars.

ISSUE: It takes much more than \$10 to process a \$10 check through the State System. Within the Department, the check or receipting is handled by six people. This is not a Department policy but is required to meet the guidelines of the auditors. Then the check is forwarded to another state agency where additional staff handle the check for deposit.

2. The fee schedule currently in existence is very generous compared to surrounding states. We also believe that obtaining a permit in a fully or overappropriated basin should cost more than in a basin without such designation. We offer the attached as a proposed fee schedule.

**PROPOSED FEE SCHEDULE**

First 5,000 A.F.	\$25	\$500	\$50
Additional 5,000 A.F.	\$10	\$500	\$50
Application for Irrigation			
First 1,000 acres	\$200	\$500	\$200
Additional 1,000 acres	\$100	\$500	\$100
Application for Irrigation from a storage reservoir			
First 1,000 acres	\$50	\$500	\$200
Additional 1,000 acres	\$25	\$500	\$100
Application for Int. or Inc. Underground Water Stor.	\$500	\$500	\$500
Application for Water Power			
For each 50 theoretical horsepower	\$5	\$10	\$5
Application for Expedited Transfer	\$10	\$50	\$50
Application for Non Expedited Transfer	\$10	\$300	\$300
Petition for Relocation	\$10	\$300	\$300
Informal Complaints	No Charge	No Charge	No Charge
Formal Complaints/Requests for Hearing	\$10	\$50	\$50
Municipal Notices of Intent	\$10	\$50	\$50
Relinquishments	No Charge	No Charge	No Charge
Reassignments	\$10	No Charge	No Charge
Applications for Instream Flow	\$10	\$500	\$500
Applications for Domestic Use	\$10	\$50	\$50
Applications for Manufacturing	\$10		
First 5,000 A.F.		\$500	\$200
Additional 5,000 A.F.		\$500	\$100
Applications for Induced GW Recharge	\$10	\$500	\$500
Applications for Conduct Water Permit	\$10	\$500	\$500
Applications for Permit to Levy Fees	\$10	\$500	\$500
Applications for a Map Transfer	\$10	\$500	\$500
Request for Variance	\$10	\$50	\$50
Water Resources Update Notice	No Charge	No Charge	No Charge
Application for Wildlife or Aquaculture	\$10	\$500	\$200
Other Petitions to Amend	\$10	\$300	\$300
Extensions of Time	\$10	\$50	\$50

*Ann was  
OK*

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FEES

Description of Document	Current Fee	Proposed Fees	
		Area Fully or Over Appropriated	Not Fully or Over Appropriated Area
Application for Storage			
First 5,000 A.F.	\$25	\$500	\$50
Additional 5,000 A.F.	\$10	\$500	\$50
Application for Irrigation			
First 1,000 acres	\$200	\$500	\$200
Additional 1,000 acres	\$100	\$500	\$100
Application for Irrigation from a storage reservoir			
First 1,000 acres	\$50	\$500	\$200
Additional 1,000 acres	\$25	\$500	\$100
Application for Int. or Inc. Underground Water Stor.	\$500	\$500	\$500
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Applications for Manufacturing	\$10		
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Applications for Induced GW Recharge	\$10	\$500	\$500
Applications for Conduct Water Permit	\$10	\$500	\$500
Applications for Permit to Levy Fees	\$10	\$500	\$500
Applications for a Map Transfer	\$10	\$500	\$500
Request for Variance	\$10	\$50	\$50
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Fees Excel!

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Examples of documents that currently have a \$10 filing fee:

- 1. Applications for Transfers *En \$50 Non \$300*
- 2. Petitions for Relocations *\$300*
- 3. Objections *\$5*
- 4. Municipal Notices of Intent *\$50 requests for hearing*
- 5. Relinquishments *No change*
- 6. Reassignments *No Change*
- 7. Applications for Surface Water Permits for instream flow *\$500*
- 8. Applications for Surface Water Permits for domestic use *\$50 - emergency ~~not in~~ fully*
- 9. Applications for Surface Water Permits for induced ground water recharge *\$500*
- 10. Applications for Surface Water Permits for manufacturing other than power *progressive*
- 11. Applications for a Conduct Water Permit *\$500*
- 12. Application for a permit to levy fees. *\$500*
- 13. Claim for the Waters of the State *Get rid of neg!*
- 14. Application for a Map Transfer *\$500*
- 15. Variances *\$50*

*No change for complaint or objections*

*Anything in fully covers \$500 except domestic*

Some of the other fees that we have are \$25 for storage applications, \$50 for storage use applications, \$200 for irrigation applications, \$500 for incidental and intentional underground water storage, and \$1,500 for an industrial ground water transfer.

Modifications to existing water rights now take up the majority of staff time.

*Add that in areas having*

*Do a spreadsheet on differences & impact ones last 5 years!*

	2000	2001	2002	2003	2004
Irr	54	21	25	33	22
Sior	37	34	39	33	28
Mfg	7	4	5	5	6
Don	3	3	4	1	1
Storage	8	6	12	7	9
Fish	3	1	3	1	
Power		1			
Cooling					1
Conduct Water Transfers	10	2	11	8	<del>8</del> 12
Map Transfer	66	77	53	124	96
Relocations	8	8	4	6	12
Petitions				5	1
Request Hearings		4	2	12	15
Objections	23	6	4	1	6
Extensions of Time	18	6	4	8	2

54  
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33  
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165



NEBRASKA ADMINISTRATIVE CODE

Title 458 - NEBRASKA DEPARTMENT OF NATURAL RESOURCES  
RULES FOR SAFETY OF DAMS AND RESERVOIRS

**CHAPTER 12: AUTHORITY TO SIGN ORDERS, NOTICES, REVOCATIONS**

001. The Chief Engineer of Dam Safety Section is hereby granted authority to sign orders, notices, and revocations subject to matters covered by these rules and by the Safety of Dams and Reservoirs Act.

STATUTORY AUTHORITY: Neb. Rev. Stat. § 61-206