

Middle Republican NRD

ORDER

**GROUND WATER
MANAGEMENT AREA**

**Effective
February 1, 2008**

FINDINGS OF FACT

1. Chapter 46, Reissue Revised Statutes of Nebraska, Article 7, the Ground Water Management and Protection Act, provides the authority for the designation of a Ground Water Management Area and the adoption of rules and regulations to administer that area. It also provides for the amendment of existing rules.
2. The current Rules and Regulations for the Ground Water Management Area and the Integrated Management Plan were adopted following a public hearing and become effective on January 1, 2005.
3. Notice of the August 30, 2007 Public Hearing on the proposed revisions was published in accordance with NRRS sections 46-718 and 46-743 in the following newspapers in the MRNRD:
 - (a) North Platte Telegraph
 - (b) McCook Gazette
4. Notice of the Public Hearing and a full copy of the proposed rules and regulations were posted on the District website at www.mrnrd.org. Copies of the proposed rules and regulations were also made available from the Middle Republican NRD office in Curtis, Nebraska at the time of publication of the newspaper notices.
5. Notice of the public hearing was provided to Central Nebraska Public Power and Irrigation District, as a holder of an incidental or intentional underground water storage permit in portions of the MRNRD.
6. A public hearing was held in accordance with NRRS sections 46-718 and 46-743 on August 30, 2007 as advertised. All parties present were given the opportunity to testify.
7. Persons wishing to provide written testimony were given until 5 P.M. on August 30, 2007 to present that testimony. Copies of written testimony were provided to the Board of Directors for their consideration.
8. The Board considered all testimony and, in open session, at its regular board meeting on November 13, 2007 approved the proposed rules.
9. Testimony presented at the public hearing or in writing is part of the record on file at the NRD office in Curtis Nebraska.
10. Revisions to the proposed rules were made based on testimony received or as recommended by the board. These revisions were not substantial.

BY VIRTUE OF THE AUTHORITY VESTED IN THE MIDDLE REPUBLICAN NATURAL RESOURCES DISTRICT BOARD OF DIRECTORS BY REISSUE REVISED STATUTES OF NEBRASKA, SECTIONS 46-701 TO 46-754, IT IS HEREBY ORDERED:

1. The ground water controls referenced in the "Integrated Management Plan For The Middle Republican Natural Resources District and The Nebraska Department of Natural Resources" are those rules and regulations contained in Chapters 1 through 5 of the "Rules and Regulations of the Ground Water Management Area".
2. That all rules and regulations pertaining to the administration of the management area are contained within the "Rules and Regulations for the Ground Water Management Area.
3. The Rules and Regulations of the GROUND WATER MANAGEMENT AREA, Effective July 1, 1998 are hereby revised.
4. The Rules and Regulations for the Ground Water Management Area as amended, including the ground water controls relative to the Integrated Management Plan are approved and shall become effective February 1, 2008.

Joshua Friesen, Chairman

Date

Stacie Owens, Secretary