

- Pumping Capacity:
- Replacement Well (for all wells permitted before September 15, 2004)
 - 1000 g.p.m. or less
 - In excess of 1000 g.p.m.
 - In excess of 1500 g.p.m.

**Application for a Permit to Construct a Water Well Within the
TRI-BASIN NATURAL RESOURCES DISTRICT**

After-the-fact permit
\$250 fee. § 46-735

1. **Name and Address of Applicant:** (Applicant must be the owner of record for the property in which the well is located)

NRD USE ONLY:

Permit No. _____

Reg. No. _____

Basin _____

Meter Required: Yes No

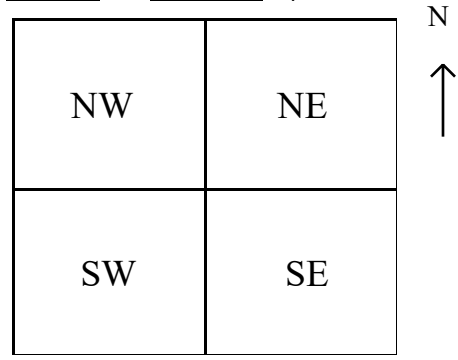
 City: _____ State: _____ Zip: _____
 Telephone No: () _____

2. **Indicate the Proposed Use:** (Check One) ___ Domestic ___ Livestock
 ___ Irrigation ___ Municipal ___ Industrial Other (specify) _____

(Check One) _____ New _____ Replacement

3. **Identify the Location of the Proposed Well:**

_____ 1/4 of Section _____ Township _____ N, Range _____ W, _____ County
 # of NRD irrigated certified acres to be watered with well: _____
(owned by owner of well)
 Legal Description of **ALL** land to be irrigated: _____
 Is surface water used on acres in legal description: _____



The box above represents one square mile (section). Indicate with an "X" the proposed location of the well.

For NRD Use Only - Parcel # & Certified Acres Associated with description of land to be irrigated

Parcel # _____ Irrigated Certified Acres _____

Parcel # _____ Irrigated Certified Acres _____

Certified Acres Approved by TBNRD Staff: _____

4. **Specifications of Intended Well and Pump:** (See back for permit restrictions.)

Pump column diameter: _____ inches. Estimated total well depth: _____ feet. Estimated pumping capacity not to exceed:
 _____ gallons per minute. Well casing diameter: _____ inches.

Well Driller's Name: _____

Address: _____

5. **Replacement and Abandoned Well Information:**

A. Registration # of Replaced or Abandoned well: _____ Original Well Construction Date _____

6. **Applicant Affidavit:**

I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete, and accurate. I agree to abide by and comply with Tri-Basin NRD groundwater management rules and regulations, including all terms and conditions of this application, one of which is a limitation on pumping capacity of the well that is the subject of this permit. I further acknowledge that Tri-Basin Natural Resources District or the State of Nebraska may impose additional restrictions on operation of the well that is the subject of this permit.

DATE: _____

Signature of Applicant

7. **Approval by the Tri-Basin Natural Resources District:**

DATE: _____

Signature of Tri-Basin NRD Representative

Under Nebraska law, natural resources districts are responsible for the issuance of well permits and ground water regulation. Nebraska statutory law is referenced throughout this document for your information. All citations to the Nebraska Revised Statutes appear as: N.R.S. § ____.

This form must be completed in full and be accompanied by a non-refundable **\$50.00** filing fee for all wells (payable to the **Tri-Basin Natural Resources District**). N.R.S. §46-735. Forward this application and filing fee to:

Tri-Basin Natural Resources District
1723 Burlington St., Holdrege, NE 68949
Toll free: 1-877-995-6688

PLEASE READ CAREFULLY THE FOLLOWING PERMIT INSTRUCTIONS & RESTRICTIONS:

- 1) An incomplete or defective application will be returned by the District with 60 days being allowed for re-submission. All permits shall be issued by the District with conditions attached or denied not later than 30 days after receipt of a complete and properly prepared application. (N.R.S. §46-736)
- 2) This permit shall remain in force for one year following the date of approval. (N.R.S. §46-738) IF NOT USED, PLEASE NOTIFY THE NRD AND DNR IN WRITING TO CONFIRM THAT THE PERMIT WAS NOT USED.
- 3) All wells must be registered with the Department of Natural Resources. (N.R.S. §46-602)
- 4) Tri-Basin NRD Rules and Regulations state: All new individual wells or new physically connected series of wells that are constructed with a total pumping capacity:
 - 1000 g.p.m. or less must be 600 feet from any registered irrigation well, which is owned, or controlled by an individual different than the permittee named on this permit. Statutory spacing requirements apply to the spacing of wells. (N.R.S. §46-609; N.R.S. §46-611)
 - In excess of 1000 g.p.m. must be 1320 feet from all existing registered wells with capacity in excess of 50 g.p.m., even registered wells under the same ownership.
 - In excess of 1500 g.p.m. must be 2640 feet from all existing registered wells with capacity in excess of 50 g.p.m., even registered wells under the same ownership.Any well-constructed in compliance with these spacing restrictions will be protected from encroachment by these spacing restrictions by new non-domestic wells with capacity in excess of 50 gallons per minute within a:
 - 600-foot diameter circle (pumping capacity 1000 g.p.m. or less)
 - 1320-foot diameter circle (pumping capacity over 1000 g.p.m.)
 - 2640-foot diameter circle (pumping capacity over 1500 g.p.m.)centered on that well. N.R.S. §46-739. No irrigation or industrial well or well of any other public water supplier shall be drilled within one thousand feet of any registered well of any public water supplier and no well of any such public water supplier shall be drilled within one-thousand feet of any registered industrial well and no industrial well shall be drilled within one-thousand feet of a registered irrigation or industrial well. Such prohibitions shall not apply to wells owned by the same person. (N.R.S. §46-651) Well permits do not provide landowners with spacing protection from other wells that may be drilled by neighboring landowners. Spacing protection from neighboring wells is only secured after a well is drilled and registered.
- 5) If this is a replacement well, the old well being replaced must be properly decommissioned by a licensed well driller. (N.R.S. §46-1233). To qualify as a replacement well, a water well must be constructed to provide water for the same purpose as the original water well and operate in accordance with any applicable permit from the department and any applicable rules and regulations of the natural resources district and, if the purpose is for irrigation, the replacement water well delivers water to the same tract of land served by the original water well and (i) replaces a decommissioned water well within one hundred eighty days after the decommissioning of the original water well, (ii) replaces a water well that has not been decommissioned but will not be used after construction of the new water well and the original water well will be decommissioned within one hundred eighty days after such construction. (N.R.S. §46-602 (2)(b))
- 6) Intended drilling site should be marked in the field with a flag or test hole so the NRD personnel can check the drilling location.
- 7) The issuance by the district of a permit pursuant to section N.R.S. § 46-735 or registration of a well pursuant to section N.R.S. §46-602 shall not rest in any person the right to violate any district rule, regulation, or control in effect on the date of issuance of the permit or the registration of such a well or to violate any rule, regulation, or control properly adopted after such date. (N.R.S. §46-737). Nebraska Administrative Code, Title 178 - NHHS- 12-003.01 Location: A water well must be located so that it is protected from surface waters and seepage from sources of contamination and pollution. The terms and conditions of this permit are subject to modification or cancellation due to changes in state or federal laws or Tri-Basin NRD regulations.
- 8) Prior to commencing construction of a well in a groundwater management area, a well driller shall take those steps necessary to satisfy himself or herself that the person for whom the well is to be constructed has obtained a permit as required by N.R.S. § 46-735. If a permit has not been obtained, the well driller may assist in obtaining the permit. (N.R.S. §46-602.01) Any person who commences or causes construction of such a well for which the required permit has not been obtained, or who knowingly furnishes false information regarding such permit, shall be guilty of a Class IV misdemeanor. (N.R.S. §46-613.02)
- 9) Applicants are advised to review Tri-Basin NRD Rules and Regulations, particularly rule 8.3 and sub-sections, before applying for well construction permits.

The address for the Department of Natural Resources is:
NE Department of Natural Resources, 245 Fallbrook Blvd, Box C, Suite 201, Lincoln, NE 68521
(402) 471-2363