

STATE OF NEBRASKA

DEPARTMENT OF NATURAL RESOURCES

APPROVAL OF APPLICATION A-18598

WATER DIVISION 2-F

Background

1. On May 21, 2008, Vern Meier, Vice President, TransCanada Keystone Pipeline, L.P., filed application A-18598 for a temporary permit to appropriate.

Order

IT IS HEREBY ORDERED that application A-18598 is APPROVED subject to the following limitations and conditions:

1. The source of water is the Missouri River.
2. The water shall be used for the purpose of hydrostatic testing.
3. The priority date is May 21, 2008.
4. The rate of water that may be diverted under appropriation A-18598 shall not exceed 0.67 cubic foot per second (cfs) and a total diversion of 0.77 acre-feet (250,905 gallons).
5. The diversion is located in the SE $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 1, Township 33 North, Range 1 West of the 6<sup>th</sup> P.M. in Cedar County, generally located on the property described in the easement between TransCanada Keystone Pipeline, L.P., and landowner Jerome Mueller. The location of diversion is generally depicted on drawing number 1809-09-ML-03-002 supplied by the applicant.

Deadlines

1. This authorization EXPIRES one year past the signing date of the application approval, and application A-18598 is hereby DISMISSED without further action by the Department as of that date.

Additional Information

Failure to comply with all laws and regulations pertaining to surface water appropriations, any orders issued by the Director of the Department of Natural Resources, or the provisions of this Approval may result in the cancellation of the appropriation, temporary closing of the appropriation, administrative penalty, criminal prosecution, or any combination thereof.

