



220 Center Ave.  
PO Box 81  
Curtis, NE 69025

Phone: 800-873-5613  
Fax: 308-367-4285  
Email: dsmith@mnrnd.org

---

## Middle Republican Natural Resources District

October 13, 2004

Roger Patterson, Director  
Department of Natural Resources  
PO Box 94676  
Lincoln NE, 68509-4676

Dear Roger,

Last night, at their regular board meeting, the Board approved an amended version of the proposal that was developed in Kearney on Friday. That proposal incorporated all of the modifications we considered that day and then made a change to the language relating to allocation for the Quick Response Sub area. That language deleted the reference to reductions in Water Short Years. The allocation language is now the same as in the Upland sub area. I will send a copy of the rules electronically for your reference. The intent of the change was to not impose any restrictions other than the 39 inches over 3 years.

In accordance with 46-718, I think you need to tell us whether this modification is acceptable or not. If acceptable, the rules and plan can be adopted in November and we can proceed with the issuance of an order. If concurrence cannot be reached before November 30<sup>th</sup>, we would have to hold another hearing before we could consider adoption of any rules whether they be a new version or one with previous agreement.

If I can summarize the boards concern it would be that the impacts all seem to be on the districts and the users and that the state is assuming no responsibility for the impacts other than a hope for future funding for incentive programs.

Please let me know as soon as possible what your decision is with regard to this modification of the proposal.

Sincerely,

Daniel L. Smith, Manager

Pc: David Cookson