

DNR MEMO

October 14, 2005

TO: Mike Thompson
FROM: Ann Diers 
SUBJECT: Imperial Republican Request

Attached is a copy of the letter to Russ Pankonin regarding his public records request. Pursuant to this letter, his revised request must be addressed by sending the materials identified under 1, 2, and 3 of the letter by around November 18th. The materials responsive to his request must be reviewed by Dave Cookson, as well as me prior to sending them out.

Our meeting next week will hopefully get us started in getting the materials responsive to this request gathered on a timely basis.

You will be primarily responsible for getting the materials together. We can discuss any questions you have as they arise.



Dave Heineman
Governor

STATE OF NEBRASKA
DEPARTMENT OF NATURAL RESOURCES
Roger K. Patterson
Director

October 14, 2005

IN REPLY TO:

Mr. Russell D. Pankonin, Co-Publisher
The Imperial Republican
622 Broadway
P.O. Box # 727
Imperial, NE 69033

RE: Letter Request Dated October 6, 2005

Dear Mr. Pankonin:

The Nebraska Department of Natural Resources received your request for copies of public records on October 11, 2005.

This letter is being sent to comply with Neb. Rev. Stat. § 84-712(4), which provides that if the records cannot be provided to a requester with reasonable good faith efforts within four business days after actual receipt of the request due to the significant difficulty or the extensiveness of the request, the Department will provide a written explanation, including the earliest practicable date for fulfilling the request, an estimate of the expected cost of any copies, and an opportunity for the requester to modify or prioritize the items within the request.

In our conversation this morning, I told you that the request as drafted in your letter was extensive, and that if you did not wish to revise the request, the Department would not be able to provide the information requested for some time period, which it cannot estimate until it researches the impact, but that the time period would most likely be a number of months.

We also discussed that your letter offered to further "clarify" the request. I advised that if you would clarify the request to include and be limited to "Republican River Compact Administration related material," or "Republican River Compact Administration computations of water use and water supply," the Department would anticipate being able to provide the requested information in about five weeks, or three weeks, respectively, from the date of this letter.

You indicated that you wished to clarify and revise your request to be limited to the following items, to the extent generated since January of 2005:

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Mr. Russell Pankonin

October 14, 2005

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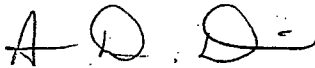
1. Republican River Compact Administration computations of water use and water supply.
2. Written correspondence with the NRDs by letter, memo, and/or email concerning Republican River Compact Compliance, but not including any such documents relating to the preparation of integrated management plans prior to their adoption.
3. Model runs involving various assumed facts to produce scenarios and make projections relating to Compact compliance.

Based on this more limited clarification of your request, the earliest date the Department could fulfill the request would be five weeks from the date of this letter. At the present time, the Department is not able to provide you an estimated cost. Please sign below and return a copy of this page to me as your acknowledgement of your revised request.

You are also advised that you may modify or prioritize the items within your request.

If you have any questions, please contact me.

Sincerely,



Ann D. Diers
Legal Counsel

Acknowledgement:

Russell D. Pankonin