

Ann Diers

From: Ann Bleed [ableed@dnr.state.ne.us]
Sent: Saturday, April 16, 2005 12:13 AM
To: Ann Diers; Roger Patterson
Cc: Tina Kurtz
Subject: Re: Ltr to FSA and NRCS re: Determinations

Ann - a few comments. First the sentence

"In essence, in order to allow increased acres, an offset will have to be obtained. If there are no acres available to offset the increase or if the natural resources district has not otherwise provided for the offset, the variance may not be allowed."

is not correct. I believe the NRD can allow the variance at this point in time without explicitly requiring or providing for an offset. I think in a letter to NRCS it would be better to simply a variance must be obtained from the NRD before there can be an expansion of irrigated acres. I don't disagree that the NRDs will at some point have to offset any increases that increase their consumptive use but how they do that does not need to be put in the letter to the NRCS folks.

I also think the letter is too long and wonder if we need to provide all the legal history of the determinations. I think it would be better to simply state the portion of the law that sets the moratoriums and indicate which NRDs or portions thereof have moratoriums. I agree it is a good idea to indicate that there could be other NRDs subject to moratoriums as a result of the Jan 1 determinations.

Ann

----- Original Message -----

From: Ann Diers
To: Ann Bleed ; Roger Patterson
Cc: Tina Kurtz
Sent: Friday, April 15, 2005 5:15 PM
Subject: Ltr to FSA and NRCS re: Determinations

Roger and Ann:

As a result of a call that Tina and I had with Central Platte NRD, and following discussion with Ann Bleed, we all decided it would be a good idea to get a letter sent to the FSA and NRCS state offices relating to the possible impact of 962 Orders on current work projects of those entities with the NRDs.

I spoke with Greg Reisdorff and Don Thober, and they were agreeable to the idea of passing along any letter that I send them to their local offices in the state of Nebraska.

Tina and I drafted the attached letter for that purpose. Please let me know if you have any comments, and if you are okay with me sending this letter on early next week.

Thanks.

Ann

4/20/2005

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