

UENRO - WRTF \$

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**Amendment #1**  
**To**  
**Inter-Local Cooperation Agreement Between the Upper**  
**Republican Natural Resources District and the Nebraska**  
**Department of Natural Resources**

WHEREAS, the Nebraska Department of Natural Resources (DNR) entered into an Inter-Local Cooperation Agreement (the Agreement) with the Upper Republican Natural Resources District (URNRD) on October 14, 2004; and

WHEREAS, the URNRD has performed the tasks described in Attachment A to the Agreement in consideration for reimbursement of URNRD's costs up to an amount specified in the Agreement; and

WHEREAS, the DNR has reimbursed the URNRD for its costs pursuant to the terms of the Agreement; and

WHEREAS, the DNR's Rules Governing the Administration of the Water Resources Trust Fund provide that the Director of the DNR may, in his or her discretion, make any funds not required for payments pursuant to the Natural Resources Conservation Service's Environmental Quality Incentive Program (NRCS EQIP) available to Natural Resources Districts in the Republican River Basin for purposes of assisting such Districts in paying for costs expended in developing or implementing integrated management plans or attaining state compliance with an interstate water compact or decree or other formal state contract or agreement; and

WHEREAS, the Acting Director of DNR has determined that funds are available in the Water Resources Trust Fund that are not required for payments pursuant to the NRCS EQIP; and

WHEREAS, the URNRD has made application to the DNR requesting assistance with costs pursuant to the Rules Governing the Administration of the Water Resources Trust Fund; and

WHEREAS, the Acting Director has determined that the expenses attached hereto as Addendum to Attachment A qualify for funding pursuant to the Rules Governing the Administration of the Water Resources Trust Fund.

NOW THEREFORE, the DNR and URNRD agree to amend the Agreement to include the following additional terms:

1. URNRD agrees that:
  - a. The tasks described in the Addendum to Attachment A were performed during fiscal year 2004-05 in order to develop and implement an integrated management plan or to attain state compliance with the Republican River Basin Compact and Decree; and
  - b. It shall bill DNR for the costs actually incurred by the District in providing the services described in the Addendum to Attachment A, the total amount not to exceed \$20,000.

Except as amended hereby, all of the terms and conditions of the Agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this amendment on this the 30<sup>th</sup> day of August, 2005.

Upper Republican Natural  
Resources District

Nebraska Department of Natural Resources

Joseph Jamnicky  
Title: Manager

Chris Bleed  
Acting Director

**APPROVED**

AS TO FORM & CONTENT  
BY NDNR LEGAL COUNSEL

ADD

DATE

8/30/05

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## Addendum to Attachment A

During FY 2004-2005, the Upper Republican NRD adopted an integrated management plan. The development of such plan and the associated rules required significant staff time. The District adopted new rules further limiting the irrigation allocation and making the criteria for transferring allocation more stringent. The new integrated management plan is a vital instrument as we seek to maintain compliance with the Republican River Settlement Agreement.

The Upper Republican NRD has increased its policing of irrigators to ensure that our rules are being adhered to and that pumping limitations are not violated. The staff has performed numerous inspections to verify the accuracy of the data reported for compact purposes. The Upper Republican NRD has also invested significant time making sure usage within the district is not over-reported. Primarily, this has been accomplished by evaluating meter performance on low capacity wells within the District.

Below is a budget for the activities described above:

### Attachment A – Budget FY 2004-2005

#### State Funding-

Staff:	
Salary including benefits	\$20,000.00
Total State Funding request	\$20,000.00