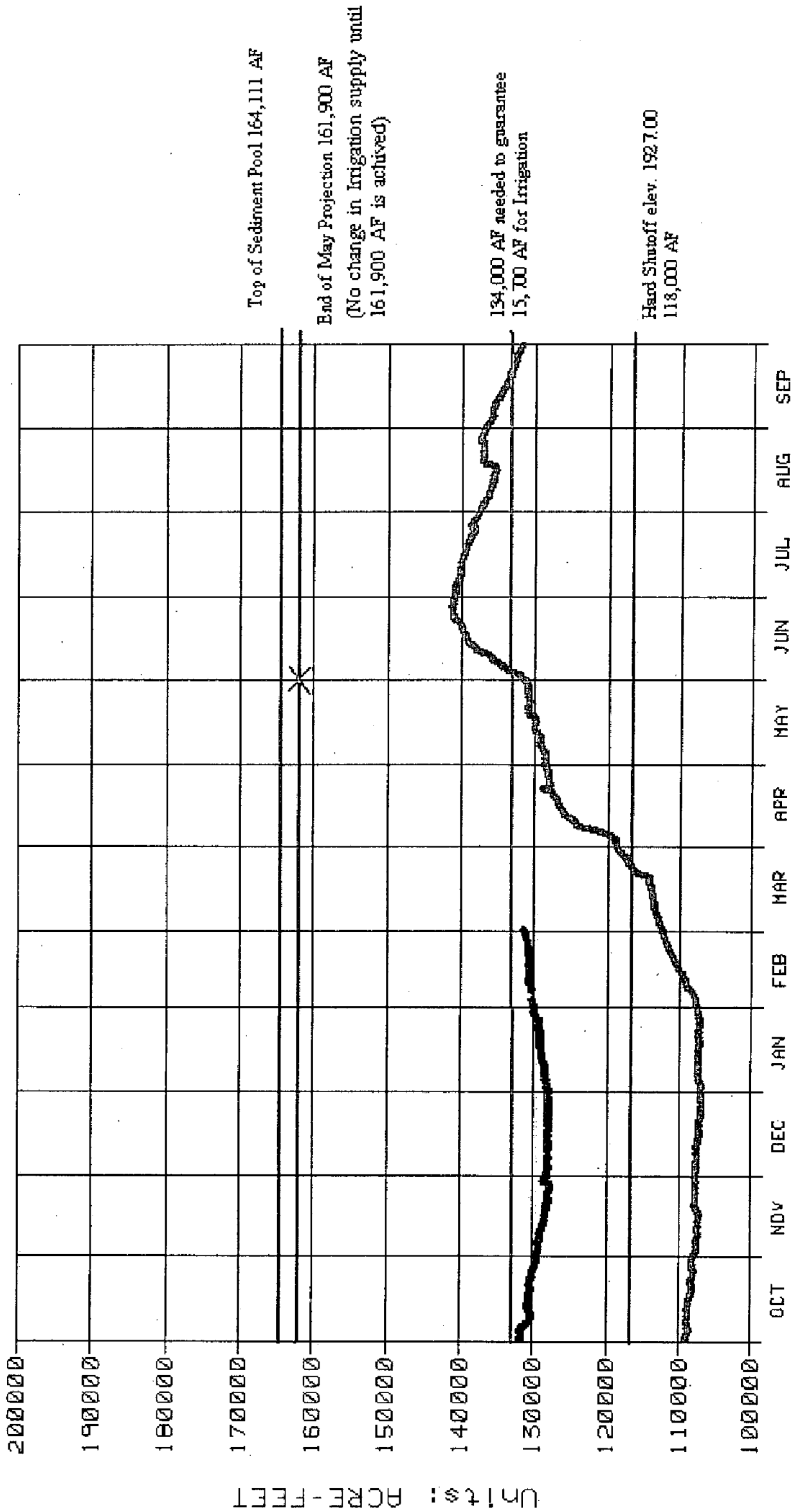


Harlan County Reservoir

Data From 1-OCT Through 30-SEP
 Plotted 03/01/2006 17:08



Note: Culbetson Canal began diverting in mid
 April 2005. Runoff event in early June 2005

Ann Bleed

From: Mike Clements [lnrd@megavision.com]

Sent: Tuesday, February 14, 2006 8:57 AM

To: Ann Bleed

Ann,

I have had several requests from producers and now a Board member recently as to the happenings in northwest Kansas. I can't answer their questions so I hope you can help me or point me in the right direction.

1. What is the status of flow meters in the Republican Basin in Kansas?
2. What methodology is Kansas using presently to compute their pumping?
3. How many new irrigation wells have been drilled since the settlement?
4. How many new irrigated acres have been developed since the settlement?
5. How many inches per acre were applied in 2003, 2004, and 2005?
6. What is the Kansas allocation minus the beneficial consumptive use for 2003, 2004, and 2005.

Thanks for your help.

Mike

2/15/2006

DNR 017925

Mike Thompson

From: Mike Thompson [mthompson@dnr.state.ne.us]
Sent: Monday, March 13, 2006 1:08 AM
To: justin.lavene@ago.ne.gov; Ann Diers; Ann Bleed
Cc: david.cookson@ago.ne.gov; Brad Edgerton
Subject: Confidential Attorney-Client Privileged Communication - RR - Proposed MOA from KS and Proposed Ammendment to Evap Comps.

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Justin and Ann,

After reviewing KS drafts from 10-March06, I don't think we should go there. The MOA is riddled with PP sensitive references and would not accomplish anything useful. If they want the water and insist on a document, it should be very brief and say something like "we want the water you are offering and please protect it to the extent allowed by Nebraska law".

As for the evaporation, I was confused at first, but now I see that they want to zap Nebraska with a sort-of defacto evaporation charge for recreation benefits. Basically the hard shut-off level in the lake has some recreational aspects to it, but I don't think Nebraskans are the only people enjoying the recreational/sports benefits from Harlan. Therefore, why should Nebraska take the whole hit from that? I really think the current language is sufficient to handle any situation (now that we have taken care of the no-diversion situation). I didn't try to compute the proposed Kansas version of evaporation charges yet. Maybe Brad could take a stab at that in the morning. Shuhai Zheng could be a good resource if we need to do additional computations. He doesn't have any of the current information. If we were to agree to the proposed evaporation computations, I would guess it would be take a significant chunk out of the potential benefit from the proposed water lease with NBID.

I'll be available for a call in the morning on my Cell at: 402-440-0358.

Mike

Mike Thompson
Natural Resources Specialist
301 Centennial Mall South
4th Floor State Office Building
Lincoln, NE 68509-4676

(402) 471-1026

mthompson@dnr.ne.gov

www.dnr.ne.gov

3/13/2006

DNR 017926

March 8, 2006

NE-KS-NBID-KBID-USBR-COE
Discuss MOA between NE & NBID

Ann Bleed	Mike Delka	Steve Rauschauer	Brad Peterson
Ann Diers	Lee Ortner	Marvin Swanda	Kenny Nelson
Ron Theis		Ed Parker - COE	John Draper
Brad Edgerton		Gordon Aycock	David Barfield
Justin Lavene		John Caffin	David Pope
Mike Thompson		Scott Gunther	Scott Ross
			Lee Rolfs

Justin - revised language for NBID + KBID agreement
It is a MOU that in part works out how
the O+M charges will be computed & charged.
It also handles the storage diversion procedures for 2006

★ - send talking points

Pope - Will be glad to receive the public description of MOA as it is released to the public. Won't be giving any press comments or public analysis until the deal is final.

Bleed - Hold harmless draft from KS? Rolfs is working on a draft. It would be an agreement between NE + KS. Will have language on accounting.

Pope - Draft on Evaporation Issue will be forthcoming soon. It's an issue for the States. We'll get KS & NE together after we see their proposal.

★
Possibly a conference call @ 12:30 PM Monday March 13.
Barfield will set it up.

Barfield question of GW regulations

★ - send LRNRD Imp document to Barfield

Pope - storage in Harlan that is owned by NBID based on January est. + natural flow portion.

Kenny N. - We will send the 10,11P plus call natural flow through as if it were being called by NE Bastwick (Superior Canal).

Kenny N. - MOU for O+M charges - may need an amendment that would describe how the 2006 operation between the two Districts

Kenny N. - Irrigators meeting for KBID March 30.

Steve Ranshanger - MOU will be done in writing between NBID, KBID + USBR