

The Republican River Compact

After negotiations by Commissioners appointed by Governors of the States of Kansas, Nebraska and Colorado, and participated in by a duly appointed Representative of the United States of America, the Commissioners signed, and the Representative of the United States of America approved, the Republican River Compact on December 31, 1942. It was ratified by the State of Colorado by an Act effective on March 15, 1943; by the State of Kansas by an Act effective on June 28, 1943; and by the State of Nebraska by an Act effective on February 24, 1943. The Compact was approved by the Congress of the United States in an Act effective on May 26, 1943. (Public Law 60, 78th Congress, Chapter 104, 1st Session).

The Republican River Compact Administration

Administration of the Compact

REPUBLICAN RIVER COMPACT

Rules and Regulations

constituting

Article IX of the Republican River Compact provides for its administration as follows:

Article IX.

It shall be the duty of the three States to administer this compact through the official in each State who is now or may hereafter be charged with the duty of administering the public water supplies, and to collect and correlate through such officials the data necessary for the proper administration of the provisions of this compact. Such officials may, by unanimous action, adopt rules and regulations consistent with the provisions of this compact.

The United States Geological Survey, or whatever federal agency may succeed to the functions and duties of that agency, in so far as this compact is concerned, shall collaborate with the officials of the States charged with the administration of this compact in the execution of the duty of such officials in the collection, correlation, and publication of water facts necessary for the proper administration of this compact.

Rules and Regulations

Pursuant to the responsibility and authority conferred upon them by the Republican River Compact, and for the purpose of implementing its administration, J. E. Whitten, State Engineer of the State of Colorado; Dan S. Jones, Jr., Director of Water Resources of the State of Nebraska; and R. V. Smith, Chief Engineer, Division of Water Resources, State Board of Agriculture of the State of Kansas, being the officials in their respective states charged with the duty of administering public water supplies, assembled in meeting at Denver, Colorado, on July 15, 1959, and unanimously approved and adopted as being effective from that date, rules and regulations as follows:

1. The State Engineer of the State of Colorado; the Director of Water Resources of the State of Nebraska; and the Chief Engineer, Division of Water Resources, State Board of Agriculture of the State of Kansas, being the officials in their respective states charged with the duty of administering public water supplies, shall be the official members of and together they shall constitute an administrative body hereby designated, "The Republican River Compact Administration".
2. The Republican River Compact, hereinafter referred to as the "Compact", shall be administered by the Republican River Compact Administration, hereinafter referred to as the "Administration".
3. The terms of office of official members of the Administration shall be concurrent with their respective terms of office as officials of each state charged with the duty of administering the public water supplies.

4. Each official member of the Administration shall be recognized in that capacity upon furnishing to the other official members satisfactory evidence that he is the official in his state charged with the duty of administering the public water supplies.
5. If an official member shall be unable to serve personally at any meeting of the Administration, he may appoint a personal representative, other than another official member of the Administration, to serve in his place at said meeting. Such personal representative shall be recognized in that capacity upon furnishing to the official members from the other states or their personal representatives a certificate showing that he has been duly appointed by the official member whom he is to represent. All actions taken in the transaction of business of the Administration by any such duly appointed representative shall be made in the name of the official member whom he represents and shall be binding on such official member.
6. The Chairman of the Administration shall be an official member of the Administration and shall be elected at the annual meeting for a term of office continuing to the close of the annual meeting the following year. In the absence of the Chairman at any meeting, the official members of the Administration and any duly appointed and acting personal representatives present at that time shall select one of them to serve as temporary Chairman. In the event of a vacancy in the office of the Chairman, his successor as the official member from his state shall be temporary Chairman until the next meeting of the Administration at which time, as the first order of business, the vacancy shall be filled by election of an official member of the Administration who shall thereupon be Chairman for the unexpired term.

7. The Chairman shall preside at all meetings of the Administration and may initiate or second motions and vote on all matters coming before the Administration. He shall issue notice of meeting to all official members as to time, place, and purpose in advance of each meeting of the Administration. The Chairman shall keep a record of the proceedings of all meetings and of all transactions of the Administration during his term of office and shall furnish copies thereof concurrently to the other official members to the end that each official member shall have and preserve a complete file of the records of the Administration.
8. The Administration may, from time to time, create committees composed of such official members of the Administration and others as it may determine and assign to such committees such tasks as the Administration may designate.
9. A regular annual meeting of the Administration shall be held on the first Tuesday of March each year. Other meetings of the Administration shall be held as may be agreed upon at any meeting; or upon call of the Chairman; or upon written request to the Chairman by any official member of the Administration.
10. A quorum for the purpose of transacting official business at any meeting of the Administration shall be at least two official members of the Administration or their duly appointed representatives. In all matters coming before the Administration any action shall be determined by vote. Each State shall have one vote and every decision, authorization or other action shall require a unanimous vote of the official members or their duly appointed and acting personal representatives present at a meeting.

11. At each meeting of the Administration, the order of business, except as provided by rule No. 6. herein, shall be as follows:
 - Reading, correction, and approval of minutes of last meeting
 - Report of Chairman
 - Reports of official members or representatives
 - Unfinished business
 - New business
 - Adjournment
12. The Administration at each annual meeting shall adopt and enter upon its records a report covering a summary of its transactions and proceedings for the preceding calendar year, the current status of its affairs and including such other matters as may be deemed appropriate by the official members. Copies of the report may be furnished to the President of the United States; the Governors of the States of Colorado, Nebraska and Kansas; officials of State and Federal agencies and others as determined by the Administration.
13. Amendments, revisions, deletions or additions to these Rules and Regulations may be made at any meeting of the Administration, provided that official members or duly appointed and acting personal representatives from all three states are present. Such changes may be made also at any meeting at which a quorum is present, provided that a statement of the proposed changes is sent by the Chairman to all official members of the Administration by ordinary mail at least fifteen (15) days in advance of the meeting at which they are to be considered.

Approval and Adoption

The foregoing Rules and Regulations, deemed to be consistent with provisions of the Republican River Compact and considered necessary for its administration, are hereby approved and adopted.

Done in the City of Denver in the State of Colorado on the 15th day of July, in the year of our Lord, one thousand nine hundred fifty-nine.

For the State of Colorado /s/ J. E. Whitten
J. E. Whitten, State Engineer

For the State of Nebraska /s/ Dan S. Jones, Jr.
Dan S. Jones, Jr.
Director of Water Resources

For the State of Kansas /s/ R. V. Smith
R. V. Smith, Chief Engineer
Division of Water Resources
State Board of Agriculture

STATE OF Colorado, Denver COUNTY, ss.

RE IT REMEMBERED, That on this 15th day of July, A. D. 1959, before me the undersigned, a notary public in and for said County and State, came J. E. Whitten, State Engineer of the State of Colorado; Dan S. Jones, Jr., Director of Water Resources of the State of Nebraska; and R. V. Smith, Chief Engineer, Division of Water Resources, State Board of Agriculture of the State of Kansas, who are personally known to me to be such duly appointed qualified and acting officials, and who are personally known to me to be the same persons who executed the within instrument of writing as such officials and such persons duly acknowledged the execution of the same as such officials.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year last above written.

(SEAL) Signature: /s/ Janice A. Stewart
Notary Public

My commission expires My Commission expires January 24, 1962