

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 1123**

Introduced by Groene, 42.

Read first time January 18, 2018

Committee: Natural Resources

- 1 A BILL FOR AN ACT relating to natural resources districts; to provide for
- 2 augmentation projects and retention of water rights as prescribed;
- 3 and to provide a duty for the Revisor of Statutes.
- 4 Be it enacted by the people of the State of Nebraska,

1           Section 1. (1) Each natural resources district has the power and  
2 authority to develop augmentation projects as described in subdivision  
3 (3)(e) of section 46-715 and to acquire real property for such  
4 augmentation projects.

5           (2) After an augmentation project has been developed, the owner or  
6 owners of such project may sell the overlying surface interest and retain  
7 and reserve the right to the ground water located beneath such land.

8           (3) The owner or owners of the augmentation project are entitled to  
9 the reasonable and beneficial use of ground water to which the right was  
10 retained and reserved pursuant to subsection (2) of this section. The  
11 quantity of such ground water available to the augmentation project shall  
12 be the same as if the overlying surface interest had been retained by the  
13 owner or owners of the augmentation project.

14           Sec. 2. The Revisor of Statutes shall assign section 1 of this act  
15 within Chapter 2, article 32.