

SENATOR CULLAN: ...almost all the time but the reason I depart from him here is because of the same reason he opposes this bill and that is my concern about the future of water projects. If we use the power of eminent domain indiscriminately and if we allow it to be used indiscriminately we are going to see a very adverse reaction to construction of water projects throughout the State of Nebraska and we will see legislators coming forward to challenge the power of eminent domain as it exists today. In the long run I think we are better for the future of water projects in the state to restrict the power of eminent domain here and now and retroactively rather than risk and show people that we are not willing to correct a mistake that we made in the past and that we are not willing to exercise the power of eminent domain for good public purposes in the public interest, not just for recreational purposes. I urge you to reject the Haberman motion.

SPEAKER MARVEL: Senator Sieck.

SENATOR SIECK: Mr. President, members of the body, I am going to support the amendment. I feel that the state commission, under their guidelines of providing money for the project, they had to be assured that they would have full access to the lake and the Natural Resource District up in that area did have no other prerogative. They had to do this. I am sure of knowing many, many Natural Resource District, they would have not done this with the issues that was brought forth here this morning but I do feel that they were obligated in giving the \$931,000 which the Natural Resource District committed to the South Platte Natural Resource District, that they would have to get full access to the lake and I also know that if federal funds are involved and you have federal funds in providing the lake and there is some recreation in it, it doesn't necessarily have to be 75%. If it is only 50% you have to assure that you will buy the full shore line of that particular lake. And I think we all know in this body the purpose of this bill was earmarked for the Oliver project. The last amendment tells us this. So I do feel that we have to support the Haberman amendment which will practically kill the bill and I understand that in the future we are going to study some of these problems and I would sure encourage this because I am sure that you are going to find out that there is very, very little abuse of this power among the Natural Resource Districts in the State of Nebraska. Now the Rawhide Creek was mentioned that the funds were stopped because of this. Now that is not true. The people were not supporting that project and so they had to back off and I think we are going to find more of this as we go along. We have to have the support of the people in the given area to build a project. The people in Imperial, Nebraska, got behind it and asked the