

January 8, 1982

LB 94

SENATOR NICHOL: Okay, thank you, Senator Schmit. Senator Beutler.

SPEAKER MARVEL: You have one minute.

SENATOR NICHOL: Thank you. If I wanted to designate a control area in my area, why would I want to even bother to tell you if I thought I was getting some of your water from your area?

SENATOR BEUTLER: Senator Nichol, I am not sure I understand your question but let me put it like this. If I am going to declare a control area in my area, I am going to be hesitant to do that if I know that right across the geographic boundary they don't have to set up a control area and they can continue to use our water. So I don't want to put controls on my own people if the people next door can continue to suck out our water uncontrolled. So what I am saying is in order...if we want to declare a control area on our own people, then it is only fair that there should be some mechanism right across that political boundary whereby they can participate in the control. Otherwise why would the NRD Director next door make a decision to declare a control area because he knows that his people will get more water because there is a control area next door. So he doesn't want to declare a control area.

SENATOR NICHOL: Okay, let me ask you this. If you are in one district and you want a control area, does that control area apply to the whole district or can you have a ten acre plot where you have a control area?

SENATOR BEUTLER: You can declare a part of a district to be a control area.

SENATOR NICHOL: Then the NRD can take it from one area and put it in that small...or restrict one area and not the other, right?

SENATOR BEUTLER: Yes, the NRD can restrict one area and not the other.

SENATOR NICHOL: Okay, thank you.

SPEAKER MARVEL: Your time is up. Senator Vickers.

SENATOR VICKERS: Mr. President and members, I rise to support Senator Beutler. I am also very happy to find out that there are certain members of this Legislature