SENATOR BEUTLER: This statute, Senator Kremer, is coming subsequent to the preference statute and in terms of interpretation it is possible to argue that since this statute is subsequent to the preference statute that this statute should dictate and that the preference section of the statute would be affected and that is the kind of lawyer's argument which is a very possible argument that I think we should avoid.

SENATOR KREMER: Well as I understand Chapter 46, Article 6, that is a preference statute, is it not?

SENATOR BEUTLER: A different section of it is, yes. Not this section of it. Not Section 656.

SENATOR KREMER: Chapter 46, Article 6.

SENATOR BEUTLER: Chapter 46, Article 6, part of it is, yes. Part of it we put in place years ago. Right?

SENATOR KREMER: Yes.

SENATOR BEUTLER: But this section is being amended and it comes subsequent to that section. So the question arises whether it is intended to affect or amend that section is the point I am trying to make.

SENATOR KREMER: Well the only answer I can give is what I believe it to mean, that we're not interfering, in no way do we wish to change that, no way.

SENATOR CLARK: Senator Schmit.

SENATOR SCHMIT: Well, Senator Beutler, I agree with Senator Kremer. The language is designed to state emphatically the concern and the intent of the Legislature, that every landowner shall be entitled to a reasonable and beneficial use. It is intended to narrow down the area of disagreement. I am consistent with my concern about attorneys at this time yet, Senator Beutler. It will narrow the area of disagreement. It will outline for the courts, for anyone else who is concerned that is subject to the provisions of Chapter 46, Article 6 which outlines the well spacing, transfer across state lines, the ability to transfer water, the Industrial Ground Water Regulatory Act, Senator Cullan's bill and the preferences. It also outlines the principle of correlative rights which is established, which is accepted, which has been looked upon with some favor by the courts. It reaffirms the intentions of this Legislature in that direction. To remove that language would be to leave an area