

May 9, 1989

LB 355A, 817

SPEAKER BARRETT: LB 355A is advanced. LB 817, Mr. Clerk.

CLERK: LB 817, Mr. President, was introduced by the Speaker, Senator Conway, and Senator Wehrbein at the request of the Governor. (Read title.) It was introduced on April 27, referred to Government, advanced to General File. I have no amendments to the bill, Mr. President.

SPEAKER BARRETT: Senator Conway, will you handle?

SENATOR CONWAY: Mr. Speaker and members, LB 817, as some of you are aware, is a bill dealing with a change in the boundary provisions between Nebraska and South Dakota. I, as the senator in the very northeast corner of the state, have been working with some of the Iowa and South Dakota senators for quite sometime relative to some of the concerns for the boundary, and there are lots of other concerns that are not addressed here. What we did find was the ability to focus on one specific area that is common to both South Dakota and Nebraska that we were able to resolve without much difficulty, whatsoever, and that is what is presented to you in LB 817. On your desk you will see a map that was passed out that, basically, shows the majority of Dakota County, Nebraska, and the adjoining properties. If you follow the river, you will see that the river splits right north of South Sioux, between South Sioux City and Sioux City, Iowa, and you will see one blue line going straight north, that is the Big Sioux River, and that ultimately is the border between Iowa and South Dakota, and then as the river goes on as the Missouri River, which is the border between South Dakota and Nebraska. These two counties, Union County, South Dakota and Nebraska have come to an agreement that we can solve some of the problems that are inherent to the river that changed over the years. We entered into a boundary compact with South Dakota back in the early 1900's of what the boundary would be, and since that time, the Corps of Engineers and the natural course of the river has changed. The river is now rock lined and so, therefore, the boundaries should not be bouncing around. But what it did do in its stable state is left these three parcels that are marked out and they are very dark, you can see between the South Dakota and Nebraska boundary there is three blackened in portions there. Those are three parcels in Nebraska that are currently considered to be Nebraska property although they are on the South Dakota side of the river. Those properties are basically accretion ground, timberland, and the like that has...being