

In The Matter Of:
*Special Meeting of the: Republican River
Compact Administration*

*Manhattan, Kansas
November 19, 2014*

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1 (Commenced on the record at 9:35 a.m.)

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3 CHAIR DUNNIGAN: Good morning. This
4 is Brian Dunnigan and I'm the current Chair of
5 the Republican River Compact Administration and
6 I'll call this special meeting of the RCA to
7 order.

8 First of all, I'd like to thank Kansas
9 for the arrangements for the special meeting
10 today and for our meeting last night, that was
11 very productive.

12 With that, I'll move to, Jessie
13 Bradley before we get into the introductions
14 here, would you go over the list that you have
15 recorded on the phone, that are on the phone.

16 MR. BRADLEY: Yeah, I can go through
17 that for you, Brian.

18 Here in Lincoln with the State of
19 Nebraska Cathy Jensen and Jessie Bradley.

20 With the Nebraska Bostwick Irrigation
21 District, we have Mike Delka and Tracy Smith.

22 With the Lower Republican Natural
23 Resources District, we have Mike Clemmons.

24 With the State of Colorado we have Ivan
25 Franco.

1 The Middle Republican Natural Resources
2 District we have Jack Russell.

3 With the Kansas Bostwick Irrigation
4 District we have Kenny Nelson and Pete Giles.

5 With the Upper Republican Natural
6 Resources District we have Abe Jenkins.

7 With the State of Kansas in their
8 Stockton field office, we have Chelsey
9 Erickson.

10 With the Bureau of Reclamation in
11 Billings, we have Pat Urger.

12 And I believe that's all we have on the
13 line thus far.

14 CHAIR DUNNIGAN: Thank you, Jessie.

15 Moving along with Agenda Item 1, I would
16 like to introduce our court reporter that we
17 have here, Dana Burkdoll. Thank you for being
18 here.

19 And I will start out by introducing the
20 people that I have from the Nebraska contingent
21 with me.

22 I have Jasper Fanning, Mark Roth, Justin
23 Levine, Tom Wolmath, Tom Riley, Don Blankenau
24 and Jim Schneider.

25 Commissioner Wolff, if you would

1 introduce who's with you, please.

2 COMMISSIONER WOLFF: Thank you,
3 Chairman Dunnigan.

4 Dick Wolff Colorado Commissioner For the
5 RRCA and here with me today is Mike Sullivan,
6 Deputy State Engineer, Scott Steinbrecher,
7 Assistant Attorney General and William
8 Schroeder from Frincipia Mathmatica.

9 CHAIR DUNNIGAN: Commissioner
10 Barfield.

11 COMMISSIONER BARFIELD: Thank you,
12 Chairman Dunnigan.

13 Here today from the Kansas Department of
14 Agriculture is Secretary Jackie McKaskie, Chris
15 Batel, Greg Foley and Lane Letourneu with the
16 Kansas Water Office is Director Tracy Streeter
17 and Earl Lewis.

18 And with the Attorney General's Office
19 is Chris Grunwald and Burke Griggs.

20 CHAIR DUNNIGAN: Thank you.

21 Moving along to Agenda Item 2, which is
22 labelled Modifications and Adoption of the
23 Agenda.

24 Do we have any additions or deletions to
25 the agenda?

1 COMMISSIONER BARFIELD: I have none.
2 I move adoption of the agenda as it is.

3 AUDIENCE: Second.

4 CHAIR DUNNIGAN: We have a motion
5 and second. All those in favor?

6 ALL: Aye.

7 CHAIR DUNNIGAN: Approved. Agenda
8 is appropriated.

9 Moving along to Action Item 3. 3A is
10 discuss resolution to approve accounting
11 adjustments related to the operation of Harlan
12 County Lake in 2015.

13 Commissioner Barfield.

14 COMMISSIONER BARFIELD: Thank you,
15 Chairman Dunnigan. Let me just make a few
16 introductory comments related to what we're
17 doing here today. The states have been working
18 on this resolution for more than a month now.

19 Last month the RCA acted on a resolution
20 where in the states agreed to provide Nebraska
21 credit in the compact accounting for its
22 compliance activities in 2014 in exchange for
23 an agreement to allot a means for Kansas to
24 carryover water next year that was unused,
25 compliance water that was unused, and in

1 addition, allot for carrying over to next year
2 the rest of the water in Harlan County for use
3 by the Nebraska Bostwick Irrigation District
4 and the Kansas Bostwick Irrigation District.
5 Action brought significant benefits to both
6 states and the basin of the whole as we
7 preserve the remaining water in Harlan County
8 for future use. Of course today is a very
9 similar resolution related to Nebraska's
10 anticipated 2015 compliance operations. That
11 again would provide an accounting adjustment
12 for those operations in exchange for delivery
13 of water to Harlan County by June 1 for Kansas
14 use.

15 New operations in the basin require new
16 arrangements to be made for those operations.
17 This month's resolution provides to the states
18 additional valuable experience as we seek to
19 reach long-term agreements aligning Nebraska's
20 chosen method of compact compliance with the
21 needs of Kansas and the best use of the limited
22 water supply in dry periods.

23 This resolution provides again, a
24 statement of the states resolve on these
25 matters. We understand there's additional

1 coordination to be done with the Federal
2 partners and others to implement the short-term
3 agreements and more significantly reach
4 long-term agreements that are fair to all,
5 reflect good management on the basin's water
6 supply. We in Kansas look forward to
7 continuing to work with the states of Nebraska
8 and Colorado and others to see this come about.

9 With that I move adoption of the
10 resolution entitled Resolution by the RRCA
11 approving accounting adjustments and agreements
12 related to the operation of Harlan County in
13 2-15.

14 AUDIENCE: Second.

15 CHAIR DUNNIGAN: Have a motion of
16 second, any further discussion? All those in
17 favor signify by say Aye.

18 COMMISSIONER BARFIELD: Aye.

19 ALL: Aye.

20 CHAIR DUNNIGAN: Opposed? Motion
21 carries.

22 That concludes Agenda Item 3 and I would
23 look for a motion for adjournment.

24 COMMISSIONER BARFIELD: So moved.

25 AUDIENCE: Second.

1 CHAIR DUNNIGAN: All those in favor?

2 COMMISSIONER BARFIELD: Aye.

3 AUDIENCE: Aye.

4 CHAIR DUNNIGAN: Motion carries.

5 Meeting adjourned.

6 All right. Thank you very much.

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8 (The proceedings adjourned at 9:45 a.m.)

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1 C E R T I F I C A T E
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3 I, DANA L. BURKDOLL, a Certified Court
4 Reporter (#1364) and a Registered Professional
5 Reporter, do hereby certify that the
6 within-named witness was by me first duly sworn
7 to testify the truth, that the testimony given
8 in response

9 To the questions propounded, as herein
10 set forth, was first taken in machine shorthand
11 and reduced to writing with computer-aided
12 transcription, and is a true and correct record
13 of the testimony given by the witness.

14 I certify that review of the testimony
15 was requested by the witness or the parties.
16 If any changes are made by the deponent during
17 the time period allowed, they will be appended
18 to the transcript.

19 I further certify that I am not a
20 relative or employee or attorney or counsel of
21 any of the parties, or a relative or employee
22 of such attorney or counsel, or financially
23 interested in the action.

24 WITNESS my hand and official seal this
25 19th day of November, 2014.

DANA L. BURKDOLL, CSR, RPR, CCR
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