SETTLEMENT OF CLAIMS REGARDING COLORADO'S PAST
USE OF WATER UNDER THE REPUBLICAN RIVER COMPACT

WHEREAS, the Republican River Compact (Compact) equitably apportions the
waters of the Republican River Basin among the States of Colorado, Kansas, and
Nebraska (States); and

WHEREAS, Congress approved the Compact in 1943, 57 Stat. 86 (1943); and

WHEREAS, the States entered into a Final Settlement Stipulation (FSS), dated
December 15, 2002, to resolve pending claims brought by Kansas against Nebraska
in the Supreme Court of the United States regarding the Compact in the case of
Kansas v. Nebraska and Colorado, No. 126 Original; and

WHEREAS, the FSS was approved by decree of the Supreme Court of the United
States on May 19, 2003, 538 U.S. 720 (2003); and

WHEREAS, Nebraska and Colorado now wish to resolve disputes over Colorado's
past use of water under the Compact and FSS and to continue into a new era of
cooperative management of the waters of the Republican River Basin.

NOW THEREFORE BE IT AGREED,

1. Contingent upon appropriation by the Colorado General Assembly during the
   2018 legislative session, Colorado shall pay Nebraska $4 million;

2. In consideration for that payment Nebraska agrees to waive and to be forever
   barred from bringing all claims against Colorado for violations of the
   Compact and the FSS for any accounting period ending on or prior to
   December 31, 2013;

3. By entering into this settlement agreement, Colorado does not admit to
   violating the Compact. Furthermore, the amount of payment was the subject
   of negotiation among Colorado and Nebraska, does not constitute a valuation
   of water in any of the States, and may not be used by them as evidence of the
   value of water in any future dispute in the Republican River Basin or any
   other basin; and

4. Failure by Colorado to pay Nebraska under this settlement agreement by
   December 31, 2018 shall release Nebraska from any waiver of claims and
   shall release Colorado and Nebraska from any other obligations under this
   settlement agreement.
The undersigned Governors and Attorneys General for the States of Colorado and Nebraska, having authority to commit the States to a settlement of claims, hereby commit the States to the terms of this settlement agreement.

Fully executed on this 31 day of January, 2018.

/s/ Pete Ricketts
Governor, State of Nebraska

/s/ Douglas J. Peterson
Attorney General, State of Nebraska

/s/ John W. Hickenlooper
Governor, State of Colorado

/s/ Cynthia H. Coffman
Attorney General, State of Colorado
By: [Signature]

ROBERT JAROS, CPA, MBA, JD (or designee)

Colorado State Controller