

MINUTES OF THE TRI-BASIN NRD BOARD MEETING
Tuesday, April 10, 2012, 7:30 p.m.
Tri-Basin Natural Resources District

CALL TO ORDER

The regular monthly board meeting of the Tri-Basin Natural Resources District (NRD) was called to order by Chairman Dave Nickel, at 7:30 p.m. Nickel noted Public Meeting Law is posted in the boardroom. A Public Hearing relating to the Tri-Basin NRD and NDNR Integrated Management Plan was held prior to this meeting.

ROLL CALL

Roll call was taken with twelve directors present: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Nickel, Olsen, Raffety, Reynolds and Winz. Garrelts was absent. Notice of the meeting was published in the Holdrege Citizen, Bertrand Herald, Elwood Bulletin and the Minden Courier and announced over radio stations KRVN, Lexington and KUVR, Holdrege.

EXCUSE ABSENCES

Moved by Raffety seconded by Lundeen to excuse Winz from the February and March 2012 Board meetings. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds and Nickel

NAY: None

ABSTAIN: Winz

ABSENT: Garrelts

MINUTES

Nickel presented the minutes of the March 13, 2012 Regular Board of Director's Meeting. Thorburn mentioned the minutes from the Joint Meeting with CNPPID are not completed yet.

Moved by Johnson, seconded by Olsen, to approve the minutes for the March 13, 2012 Regular Board of Directors Meeting. Motion carried.

AYE: Bergstrom, Harris, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds and Nickel

NAY: None

ABSTAIN: Helms and Winz

ABSENT: Garrelts

FINANCIAL REPORT

Thorburn presented the financial report for the month of March 2012 as follows:

Accrual Expenditures for Month -----	\$71,155.52
Cash Expenditures for Month-----	\$71,924.81
Accrual Revenues for Month-----	\$53,723.94
Cash Revenues for Month-----	\$53,435.29
Bank Balance--March 31, 2012-----	\$53,783.35
Accounts Receivable -- March 31, 2012-----	\$15,258.18
Investments -- March 31, 2012-----	\$203.55
Investments -- Pinnacle Bank -- March 31, 2012-----	\$1,022,681.52
Whiskey Slough IPA Balance -- March 31, 2012-----	\$17,449.47
Fort Kearny-West IPA Balance -- March 31, 2012-----	\$6,236.35

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South Dry Creek IPA Balance – March 31, 2012-----	\$8,484.05
Fort Kearny IPA Balance – March 31, 2012-----	\$12,422.89
North Dry Creek IPA Balance – March 31, 2012-----	\$16,235.99
Sacramento Creek IPA Balance – March 31, 2012-----	\$31,603.07

Moved by Harris, seconded by Lundeen, to accept the March 2012 financial reports and file for audit. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

SPECIAL BILLS

Thorburn presented the VISA, NARD, attorney and NRRMD bills for approval. Thorburn explained the NARD bill is for TBNRD's share of a building purchased by NARD for Husker Harvest Days. Thorburn mentioned the expense was unbudgeted, but could be paid from Information and Education or Cash Reserve.

Moved by Helms, seconded by Larson to approve the visa bills. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Moved by Nelson, seconded by Bergstrom to approve the NARD bill. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Moved by Lundeen, seconded by Johnson to approve the NRRMD bill. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Moved by Raffety, seconded by Reynolds to approve the attorney bill. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

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NRCS REPORT

FSA Farm Plans: Breece presented two farm plans for approval: Matthew Peterson and DeBoer, Inc. Moved by Reynolds, seconded by Larson to approve farm plans for Matthew Peterson and DeBoer, Inc. Motion carried.

AYE: Bergstrom, Helms, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: Harris and Johnson

ABSTAIN: None

ABSENT: Garrelts

Activity and Progress Report: Breece reported staff has been working on CSP and EQIP. Breece mentioned NRCS has been trying to find an acceptable cover for gully and channel areas on HEL plans.

COST SHARE REPORT

Well Abandonment – Holloway presented ten well decommissioning cost-share applications to approve. Moved by Helms, seconded by Winz to approve well decommissioning cost-share applications #74-#83. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

NSWCP & NRD Applications – Thorburn presented four NSWCP, request for amendment, eleven Conservation Tree Planting Cost-Shares, one windbreak renovation and a Nebraska Bufferstrip application. Thorburn explained that the windbreak renovation will be approved with Tri-Basin funds and not NSWCP. Moved by Larson, seconded by Lundeen to approve four NSWCP cost-share applications (Doug German - \$\$2970, Dale Anderson - \$300, James Larson - \$300 and Tim Erickson - \$300) eleven Tree planting cost-shares, one windbreak renovation and one bufferstrip. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Moved by Johnson, seconded by Reynolds to approve a NSWCP amendment of \$1,240 for Arlyn Reiker. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

GROUNDWATER MANAGEMENT

Groundwater & Certified Acre Transfers – Thorburn presented two ground water transfer requests for Robert Olson and 4 D Farms, three irrigated acre transfer requests for Ervin Warner, Jerry Lutkemeier and Matt & Rocky Peterson and four special requests for Jeff Vinzant, Troy Urbom (2) and Dennis Else. The Planning Committee met prior to the board meeting to review the proposed irrigated acre transfers that involved highly erodible land.

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Ervin Warner, Matt Peterson, Rocky Peterson, Dennis Else, Lonnie Else, Trevor Urbom, Dave Kuehn and Jeff Vinzant were present to answer questions. Thorburn noted that the Vinzant request is for approval to request a transfer because the transfer is less than three acres. Reynolds commented that Dennis Else could transfer irrigated acres to the dryland parcel.

Moved by Winz, seconded by Larson to approve groundwater transfer requests for Robert Olson and 4 D Farms. Motion carried.

AYE: Bergstrom, Harris, Helms, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: Johnson

ABSENT: Garrelts

Moved by Reynolds, seconded by Olsen to approve a certified irrigated transfer request for Ervin and Lorri Warner, Jerry and Janet Lutkemeier and Matt and Rocky Peterson. Approval of Peterson's transfer is conditional, requiring permanent stops on center pivot. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: Johnson and Winz

ABSENT: Garrelts

Moved by Johnson, seconded by Reynolds to allow Jeff & Melissa Vinzant to request an irrigated acre transfer of less than three acres. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Moved by Reynolds, seconded by Winz to approve special request by Trevor and Troy Urbom to certify 2.27 irrigated acres. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Moved by Reynolds, seconded by Larson to approve a special request by Trevor and Troy Urbom to certify 16.97 irrigated acres. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

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Moved by Reynolds, seconded by Olsen to deny a special request from Dennis Else to allow him to develop irrigated acres on dryland. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds and Nickel

NAY: None

ABSTAIN: Winz

ABSENT: Garrelts

New Well Variances – There were no well variances to approve.

Educational Land Leases – There were no Educational Land Leases to approve.

OTHER BUSINESS

The public was given the opportunity to bring other specific business or non-agenda items before the board for comment and/or discussion.

UNFINISHED BUSINESS

Discuss Opportunities to Retain Land Enrolled in Conservation Corners (John Laux):

Thorburn explained the Conservation Corners Special Initiative contracts will expire in the fall of 2012 and spring of 2013 and could re-enroll in CRP but not EQIP. Thorburn has been working with John Laux, NGPC, and Pheasants Forever to find a replacement for the program. TBNRD could contribute funding. Reynolds asked that the Projects & Construction Committee discuss the issue and TBNRD funding be based on percentage of depletion.

Consider Recommendation from Exec Committee to Revise By-Laws: Moved by Johnson seconded by Nelson to approve the By-Laws as revised. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

NARD REPORT

Thorburn mentioned that because of Nelson's request, the Board of Director's Tour will cover the Monsanto Water Center and rehab of 30 Mile Canal (Nelson suggested Ron Bishop could speak). Thorburn mentioned the GMDA Conference will be held in Nebraska City this year. Registration deadline is May 6, 2012. Thorburn asked that a staff member could attend.

COMMITTEE REPORTS

Joint CNPPID Committee: Thorburn reported the committee discussed diversions into Elwood Reservoir in fall for groundwater recharge, using CNPPID's canals for recharge and leasing CNPPID irrigation rights for recharge. Thorburn and Kraus will work on a short-term agreement to divert high flows this fall and permanent agreement to divert high flows when they are available.

Planning Committee: Thorburn reviewed the Planning Committee recommendations. The committee reviewed the Matt & Rocky Peterson transfer request and also the livestock confinement certified irrigated acre transfer process. Thorburn explained the issues with livestock confinements and the recommendation of the committee was to treat lagoon water like reuse water and not require certified acres unless there is additional development. Landowner would have to retire/convert acres for expansion. Reuse water can be used to irrigate without certified acres. The committee

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recommendation was reworded by changing the word "retired" to "Converted and adding the word "provide" in front of the word "offset".

Moved by Raffety, seconded by Lundeen to accept the recommendation of the Planning Committee as revised by the board to modify the policy on converting unused livestock confinements to certified irrigated land to include the reverse process and to require certified irrigated acres to be converted to provide offset for increased livestock water consumption on new or expanded livestock confinements.
Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: Nickel

ABSENT: Garrelts and Nelson

Thorburn mentioned that because of new and revised policies, the Groundwater Management Rules and Regulations need to be revised. Thorburn handed out a draft of the proposed changes and asked the Planning Committee to review them prior to the next meeting.

STAFF REPORTS & NECESSARY ACTION

Board Directives to Staff: There were no staff reports to review.

Out-of-State Travel: There was no out-of-state travel to approve.

MONTHLY REPORTS

Republican Basin (NRRMD): Water Sustainability Task Force is close to completing a final draft which is due May 11, 2012. Winz reported on the Washington D.C. Conference. Winz suggested TBNRD consider using Kris Polly as a lobbyist.

Platte Basin: Thorburn and Reynolds attended a meeting with NPPD and NDEQ concerning pollution controls at Gerald Gentleman Power Plant due to visibility impairment at a national park in South Dakota.

South Dry Creek: Nothing to report.

Sacramento Creek: Nothing to report.

Middle Lost Creek: Nothing to report.

Fort Kearny West: : Nothing to report.

Fort Kearny: : Nothing to report.

North Dry Creek: : Nothing to report.

Whiskey Slough: : Nothing to report.

Lake Seldom: Nothing to report.

CoHyst/PBHEP: Nothing to report.

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Weed Management Areas – Riparian Vegetation Task Force: Riparian Vegetation Task Force will meet April 19, 2012.

Sand Creek/Little Blue Basin: Thorburn met with landowner about land purchase for Sand Creek Reservoir. Thorburn will discuss negotiation in executive session.

CNPPID: Ford reported Lake McConaughay is at elevation 3254 feet and 10.5 feet from full.

NEW BUSINESS

Consider Rescheduling June Board Meeting to June 19th, 2012: Thorburn reported he would like to attend the NARD basin tour in June but the board meeting would need to be rescheduled. Moved by Reynolds, seconded by Larson to change the June Board of Directors meeting from June 12th, 2012 to June 19th, 2012. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Consider Contracting Architect for Design of New Office Entry: Thorburn explained \$3500 is budgeted for an architect to redesign the front entry and design a shop building. Thorburn explained that a local glass company provided an estimate for a glass and metal walk-in, but part of the parking lot would be lost. Wilkens, Hinrichs and Stover helped with the remodel. The Projects & Construction Committee will consider the item and Raffety suggested Thorburn provide some options for the committee.

Consider Purchase of New Pickup: Thorburn presented bids for a new pickup. The amount budgeted for a pickup was \$28,000. The new pickup will replace the 2006 Ford, which will be kept. Brooks recommended the state bid and having the unit shipped to Janssen for prep work. Bergstrom suggested approaching a local dealer with the state bid price to see if they could match the bid. Moved by Helms, seconded by Reynolds to purchase the 2012 Chevy Silverado 1500 from Janssen Motor Co. for \$25,537.76 or less. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Consider Pursuing Agreement with CNPPID to Divert High Platte Flows: Thorburn asked for board approval to pursue an agreement with CNPPID to divert high flows from Platte River. Moved by Reynolds, seconded by Winz direct staff to pursue an agreement with CNPPID to divert high flows from Platte River. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

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PERSONNEL & LEGAL MATTERS

Moved by Reynolds, seconded by Larson to move to executive session for the protection of the public to discuss contractual issues at 9:42 p.m. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

Moved by Reynolds, seconded by Lundeen to move out of executive session for the protection of the public to discuss contractual issues at 9:57 p.m. Motion carried.

AYE: Bergstrom, Harris, Helms, Johnson, Larson, Lundeen, Nelson, Olsen, Raffety, Reynolds, Winz and Nickel

NAY: None

ABSTAIN: None

ABSENT: Garrelts

COMMENTS AND CONCERNS

There were no comments or concerns.

NEXT BOARD MEETING

TBNRD Regular Board Meeting will be held on Tuesday, May 8, 2012 at 7:30 p.m., at Tri-Basin NRD.

ADJOURNMENT

There being no further business, the meeting adjourned at 10:02 p.m.

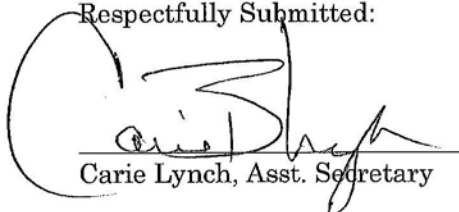
DIRECTORS PRESENT

Brian Bergstrom, Ed Harris, Dick Helms, Phyllis Johnson, Joe Larson, Brad Lundeen, David Nelson, David Nickel, Dave Olsen, Dave Raffety, Ray Winz and Larry Reynolds.

OTHERS PRESENT

Carie Lynch, John Thorburn, Nicole Salisbury, Doug Hallum, Jennifer George, Mike Drain, Richard Holloway, Charles Brooks, Dave Ford, Randy Kuck, Kevin Breece Chelsea Junicek, Andy Raun, Aaron Thompson, Trevor Urbom, Lonnie Else, Dennis Else, Matt Peterson, Rocky Peterson, Ervin Warner, Jeff Vinzant and Dave Kuehn.

Respectfully Submitted:



Carie Lynch, Asst. Secretary

INDEX OF BOARD DECISIONS
TRI-BASIN NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS MEETING
April 10, 2012

Motion #	Category	Subject	Aye	Nay	Abst	Motion
2012-04-10-01	Meeting Administration		11		1	Moved by Raffety seconded by Lundeen to excuse Winz from the February and March 2012 Board meetings. Motion carried.
2012-04-10-02	Meeting Administration		10		2	Moved by Johnson, seconded by Olsen, to approve the minutes for the March 13, 2012 Regular Board of Directors Meeting. Motion carried.
2012-04-10-03	Meeting Administration		12			Moved by Harris, seconded by Lundeen, to accept the March 2012 financial reports and file for audit. Motion carried.
2012-04-10-04	Budget		12			Moved by Helms, seconded by Larson to approve the visa bills. Motion carried.
2012-04-10-05	Budget		12			Moved by Nelson, seconded by Bergstrom to approve the NARD bill. Motion carried.
2012-04-10-06	Budget		12			Moved by Lundeen, seconded by Johnson to approve the NRRMD bill. Motion carried.
2012-04-10-07	Budget		12			Moved by Raffety, seconded by Reynolds to approve the attorney bill. Motion carried.
2012-04-10-08	Meeting Administration		10	2		Moved by Reynolds, seconded by Larson to approve farm plans for Matthew Peterson and DeBoer, Inc. Motion carried.
2012-04-10-09	Meeting Administration		12			Moved by Helms, seconded by Winz to approve well decommissioning cost-share applications #74-#83. Motion carried.
2012-04-10-10	Meeting Administration		12			Moved by Larson, seconded by Lundeen to approve four NSWCP cost-share applications (Doug German - \$\$2970, Dale Anderson - \$300, James Larson - \$300 and Tim Erickson - \$300) eleven Tree planting cost-shares, one windbreak renovation and one bufferstrip. Motion carried.
2012-04-10-11	Meeting Administration		12			Moved by Johnson, seconded by Reynolds to approve a NSWCP amendment of \$1,240 for Arlyn Reiker. Motion carried.
2012-04-10-12	Certification & Transfers	Olson & 4D	11		1	Moved by Winz, seconded by Larson to approve groundwater transfer requests for Robert Olson and 4 D Farms. Motion carried.
2012-04-10-13	Certification & Transfers	Warner, Luekemeier, Peterson	10		2	Moved by Reynolds, seconded by Olsen to approve a certified irrigated transfer request for Ervin and Lorri Warner, Jerry and Janet Lutkemeier and Matt and Rocky Peterson. Approval of Peterson's transfer is conditional, requiring permanent stops on center pivot. Motion carried.
2012-04-10-14	Certification & Transfers	Vinzant	12			Moved by Johnson, seconded by Reynolds to allow Jeff & Melissa Vinzant to request an irrigated acre transfer of less than three acres.

						Motion carried.
2012-04-10-15	Certification & Transfers	Urbom	12			Moved by Reynolds, seconded by Winz to approve special request by Trevor and Troy Urbom to certify 2.27 irrigated acres. Motion carried.
2012-04-10-16	Certification & Transfers	Urbom	12			Moved by Reynolds, seconded by Larson to approve a special request by Trevor and Troy Urbom to certify 16.97 irrigated acres. Motion carried.
2012-04-10-17	Certification & Transfers	Else	12			Moved by Reynolds, seconded by Olsen to deny a special request from Dennis Else to allow him to develop irrigated acres on dryland. Motion carried.
2012-04-10-18	Policies – By-Laws	Revise By-Laws	12			Moved by Johnson seconded by Nelson to approve the By-Laws as revised. Motion carried.
2012-04-10-19	District Plans & Programs	Livestock confinement	10	1		Moved by Raffety, seconded by Lundeen to accept the recommendation of the Planning Committee as revised by the board to modify the policy on converting unused livestock confinements to certified irrigated land to include the reverse process and to require certified irrigated acres to be converted to provide offset for increased livestock water consumption on new or expanded livestock confinements. Motion carried.
2012-04-10-20	Meeting Administration		12			Moved by Reynolds, seconded by Larson to change the June Board of Directors meeting from June 12 th , 2012 to June 19 th , 2012. Motion carried.
2012-04-10-21	Budget	Pickup	12			Moved by Helms, seconded by Reynolds to purchase the 2012 Chevy Silverado 1500 from Janssen Motor Co. for \$25,537.76 or less. Motion carried
2012-04-10-22	Agreements	CNPPID – Divert high flows	12			Moved by Reynolds, seconded by Winz direct staff to pursue an agreement with CNPPID to divert high flows from Platte River. Motion carried.
2012-04-10-23	Meeting Administration		12			Moved by Reynolds, seconded by Larson to move to executive session for the protection of the public to discuss contractual issues at 9:42 p.m. Motion carried.
2012-04-10-24	Meeting Administration		12			Moved by Reynolds, seconded by Lundeen to move out of executive session for the protection of the public to discuss contractual issues.at 9:57 p.m. Motion carried.

**MINUTES OF THE TRI-BASIN NRD
PLANNING COMMITTEE MEETING**

Tuesday, April 10, 2012, 5:30 p.m.

CALL TO ORDER

The telephone conference of the Tri-Basin Natural Resources District Planning Committee was called to order by Dick Helms at 5:44 p.m.

ROLL CALL

Roll call was taken with five committee members present: Ray Winz, Dick Helms, Dave Nelson, Joe Larson, Phyllis Johnson. Larry Reynolds was also present. Brian Bergstrom and Lundeen were absent. Staff present: Thorburn and Lynch.

CERTIFIED IRRIGATED ACRE TRANSFERS

TBAT-017 Matt & Rocky Peterson: Thorburn reviewed the Matthew and Rocky Peterson HEL irrigated acre transfer request. Helms, Johnson, Larson and Thorburn visited the site. Petersons want to use gravity irrigated patches/corners to run a partial pivot, have completed dirt work and understand that pivot stops will need to be installed. They will be trying to acquire additional certified irrigated acres to run the pivot further. Directors expressed concern about erosion. Thorburn explained NRCS monitors erosion rates on conservation plans would require terraces or diversions with outlets if landowners fail to meet soil erosion standards. Moved by Larson, seconded by to recommend to the board to approve the Peterson transfer with the condition of pivot stops and compliance with NRCS conservation plan regulations. Failed for lack of second.

FEEDLOT EXPANSION POLICY

Thorburn explained he received the livestock waste management plan revision for Fort Kearny Consolidated Feedlot in Kearney County. Thorburn presented a memo with plan details and map. Thorburn explained the feedlot doesn't have enough certified irrigated acres for all the land that they are currently irrigating. Fort Kearny Consolidated would like to add an entire center pivot on grassland and use the new wastewater lagoon as the water source, which could be considered a reuse pit. Irrigation from a reuse pit doesn't require certified irrigated acres. They are expanding onto former irrigated cropland that has had irrigated acres transferred off. They are expanding from 35,000 head to 48,000 head.

Thorburn explained the state indirectly addresses water consumption associated with livestock confinement expansion in FA or OA basins if the water use is considered industrial. If considered an agricultural use, Tri-Basin could require offsets for the feedlot expansion. Thorburn consulted with four other NRDs and NDNR. One NRD required an offset and the others did not. Tri-Basin has a policy for conversion from a feedlot to irrigated acres. Helms commented a policy is needed that goes both ways. TBNRD doesn't have the an immediate opportunity to require an offset if a landowner chooses to use existing wells for the expansion or drills wells that pump 50 gpm or less. TBNRD could require landowners, as a condition of a transfer or well permit, to agree to limit consumption to a rate less than dryland cropland water consumption.

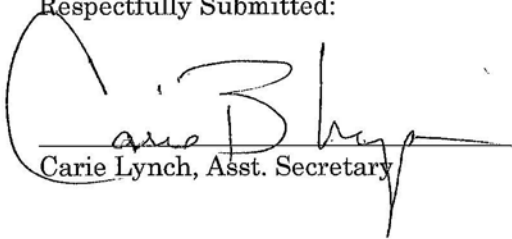
Reynolds commented that there are two issues to consider: As long as the landowner is only using run-off or reuse and no groundwater is used, TBNRD might not have jurisdiction and should feedlots be required to offset for animal consumption. Thorburn commented that feedlots should only get credit for the acres included in the 1997 baseline. Nelson suggested the landowner be required to certify every year that he's irrigating with reuse water. Thorburn commented that the Fort Kearny feedlot estimated that 6-9 percent of their pit contents will be from continuous flow waters and therefore part of the water used is groundwater. Thorburn explained that the Groundwater Management Rules and Regulations states under "Preference of Use" in Section 4: that Agricultural groundwater use includes groundwater provided for the consumption and sanitation of livestock.

Moved by Johnson, seconded by Larson to recommend to the board to modify the policy on converting unused livestock confinements to certified irrigated land to include the reverse process and to require certified irrigated acres to be retired to offset for increased livestock water consumption on new or expanded livestock confinements. Motion carried.

ADJOURNMENT

There being no further business, the meeting adjourned at 6:53 p.m.

Respectfully Submitted:


Carie Lynch, Asst. Secretary

**MINUTES OF THE TRI-BASIN NRD PUBLIC HEARING
RELATING TO THE TRI-BASIN NRD AND NDNR INTEGRATED MANAGEMENT PLAN
FOR THE REPUBLICAN BASIN PORTION OF TRI-BASIN NRD**

**Tuesday, April, 10, 2012 – 7:00 p.m.
Tri-Basin NRD**

CALL TO ORDER

A Public Hearing of the Tri-Basin Natural Resources District to hear comments relating to the Tri-Basin NRD and NDNR Integrated Management Plan was called to order by John Thorburn, General Manager, at 7:03 p.m. Thorburn read the public hearing notice. Notice of the meeting was published in the Holdrege Citizen, Elwood Bulletin and the Minden Courier and announced over radio stations KRVN, Lexington and KUVR, Holdrege.

BUSINESS

Thorburn read the public hearing notice. Thorburn read testimony from the Nebraska Game and Parks Commission (see attached). Thorburn presented testimony on behalf of TBNRD (see attached). Doug Hallum, Nebraska Department of Natural Resources, gave testimony and entered two items into record (see attached). Mike Drain presented verbal testimony on behalf of Central Nebraska Public Power and Irrigation District. Aaron Thompson Bureau of Reclamation, presented testimony (see attached). Jennifer George, Elite Court Reporting, transcribed the meeting. No requests for auxiliary aid were received for this meeting.

ADJOURNMENT

There being no additional testimony from the public, the hearing was closed at 7:30 p.m.

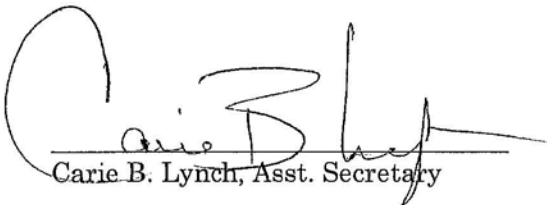
DIRECTORS PRESENT

Brian Bergstrom, Ed Harris, Dick Helms, Phyllis Johnson, Joe Larson, Brad Lundeen, David Nelson, David Olsen, David Raffety, Larry Reynolds, Ray Winz and David Nickel

OTHERS PRESENT

Carie Lynch, John Thorburn, Nicole Salisbury, Doug Hallum, Jennifer George, Mike Drain, Richard Holloway. Charles Brooks, Dave Ford, Randy Kuck, Kevin Breece Chelsea Junicek, Andy Raun, Aaron Thompson, Trevor Urbom, Lonnie Else, Dennis Else, Matt Peterson, Rocky Peterson, Ervin Warner, Jeff Vinzant and Dave Kuehn.

Respectfully Submitted:


Carie B. Lynch, Asst. Secretary

**Minutes of Joint Meeting between
Tri-Basin NRD (TBNRD) Joint Planning Committee &
Central Nebraska Public Power & Irrigation District (CNPPID) Ad-Hoc Committee
Tuesday, April 3, 2012 – 2:30 PM
CNPPID Office, 415 Lincoln Street
Holdrege, NE 68949**

Tri-Basin Joint Planning Committee: Larry Reynolds, Todd Garrelts, Brad Lundeen
TBNRD Chairman, David Nickel was also present

Tri-Basin Staff: John Thorburn

Central Ad Hoc Committee: Bob Garrett, Dudley Nelson, K. Scott Olson, Roger Olson and
William Knoerzer

Central Staff: Don Kraus, Dave Ford

The meeting was called to order at 2:30 p.m.

Utilizing Elwood Reservoir for Groundwater Recharge (Fall Fill)

Discussion was held regarding the use of Elwood Reservoir to provide groundwater recharge which would provide benefits for Platte and Republican Basin IMP offset requirements. Dave Ford updated those present on current operation, maintenance and renewal activities at Elwood Reservoir. There was talk of a future agreement for Elwood Reservoir and Tri-Basin indicated an interest in pursuing this.

Utilizing CNPPID Canals for Groundwater Recharge

The Phelps Canal recharge test which was done last fall from October 1st to the first week in January was discussed. Discussions have been held with the Platte Program and they are working on a model depicting how the water is coming back to the river. The Platte Program is also going to do a scoring analysis which is expected in the next two to three months. Directors agreed that the two districts should pursue both a short-term agreement to compensate CNPPID for diverting high flows this fall, if opportunities to do so arise, and a longer term agreement to divert high flows in the future.

Leasing CNPPID Irrigation Water Rights for Recharge or Instream Use

A question was raised on whether legislation is required for leasing water and if so, is there any before the legislature this year. It was reported that LB962 included the ability to lease surface water rights. A lease can include a change of the use from irrigation to another use which is done through a water right application to NDNR. Discussion was held on how many potential acres might be available for water leasing. Customers have to be willing to lease their water rights to someone for a specified period of time. Discussion was also held on whether there would be an offset requirement for the increases well use associated with leasing.

Central is currently waiting on NDNR to rule on Central's application to transfer relinquished water rights.

The meeting adjourned at 3:40 p.m.