

can do a little bit better job, number one. Number two, I'm not sure it is really necessary to pass this year. I don't see any immediate problems. What we are trying to do is to establish some guidelines which the courts have long asked the Legislature in the various states to do when we are dealing with the conflicts of the use of water. Not only is this being said in Nebraska, it is being said in other states. We are so silent on who has got who and who has got what with respect to underground water. Surface water is no problem but not underground water. I would rather delay this bill one whole year, let it come back to General File. If we do not address it this year, we have no problem that I can think of unless it is an artesian aquifer again. Then we can easily identify who the person is that is responsible but to try to address a problem that could be coming up in the future when we are dealing with people that are using water out of a great large basin like we are where you and I live, it is not going to be possible to identify who is responsible, but at least we can give the courts some guidelines if the lawsuits are generated. That is what we are trying to do and I think if we take it back to the committee and anyone that is interested, we talk about it, is welcome to come into our committee. We will try to do a good job and bring this out like it ought to be.

SENATOR KELLY: One other question, Mr. Speaker. Aren't we just about fifteen cents apart now?

SENATOR KREMER: Well I'm not sure that everyone is understanding what we are doing here. I've tried to understand it. I think we could improve on it.

SENATOR KELLY: Mr. Speaker, members of the Legislature, I very respectfully suggest that Senator Kremer withdraw his motion and handle this right now. We do have a lot of time in it and I do believe the members of this Legislature understand it and I also have concern that we are just on Select File, we are going to put this on Final easily. If we don't there could be twenty-five, thirty, forty, fifty thousand dollars worth of expenses and further legal fees in other arguments around the state on the irrigator versus the domestic user and LB 27 is a good bill whether you take Section (4) clear out of there or leave it in. It is a lot better bill than we think it is, but I do believe that we need this bill, Senator Kremer, and I am going to vote just exactly like you do.

SPEAKER MARVEL: Senator Schmit.