

account the expense element in factoring out and balancing out all of the other conditions that they should consider? The prior speakers were concerned about unfairness to particular groups. But if you establish control areas, if you run out of water, how unfair is that to groups who have not yet used the water? Or, to generations to come who will never have the use of the water. It is a matter in part of balancing unfairness to one group with other possible and likely unfairnesses to come in the future. Now I might also mention that there are some areas in the state that do not have control areas but where the water levels are declining, maybe those areas want to work on that declining water table, but they do not yet want to establish a control area. If you give them some additional tools that they can use without establishing a control area, maybe they can control the declines in ground water without ever establishing control areas. In my opinion that would be a much better solution than a control area. So, that again is the basic point. Give them some tools to work with so they don't have to take the more drastic alternatives.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Your time is up Senator Beutler. Senator Schmit, do you want to speak to the committee amendments?

SENATOR SCHMIT: I would like to speak to the Lamb amendments.

SPEAKER MARVEL: I'm sorry the Lamb amendment to the committee amendment.

SENATOR SCHMIT: Yes I would Mr. President. First of all I would like to support the Lamb amendment. I believe that he explained it very well. I agree with Senator Lamb that there would never be another control area if this language were allowed to continue in the bill. I think that it is very enlightening to listen to the other explanations as to why this language is necessary. I would like to ask Senator Beutler a question if he would yield, please.

SPEAKER MARVEL: Senator Beutler.

SENATOR SCHMIT: Senator Beutler, would you tell me what determines the spacing of a well or between wells at the present time?

SENATOR BEUTLER: What determines the spacing?

SENATOR SCHMIT: What is the determinant factor when an irrigator or a developer drills a well at the present time? What