

supplier?

SENATOR BEUTLER: Yes, could be, could be. Let's say the SID has not yet built their well, but they intend to be 400 feet from the creek and they intend to come in for an instream flow appropriation under this bill. They can do that. They would have to prove the connection between the creek water and their wells and if they were successful in that and got their instream flow right, then in that event they would come in in the order of preference, that is all those who already had established rights would continue to have the established rights. It doesn't give the municipal well users a right to come ahead of anybody who already has an established right...

SENATOR WEHRBEIN: Including agriculture?

SENATOR BEUTLER: Pardon me?

SENATOR WEHRBEIN: Including agriculture.

SENATOR BEUTLER: Including agriculture, yeah.

SENATOR WEHRBEIN: Yeah, I think that's all I have for now. I do have some questions later on on another issue.

SENATOR BEUTLER: Sure.

SPEAKER BAACK: Thank you, Senator Wehrbein. The next speaker is Senator Nelson.

SENATOR NELSON: Mr. Speaker, I, too, have a great interest in LB 306 and not having served on the Natural Resources Committee I'm going to sit back and mostly listen today or try to get more information. I may have a question of Senator Beutler at this time. I, too, am concerned not only about agriculture, but I'm also concerned about the well fields and the cities that have...draw water for their municipal water supply and as you know, Grand Island has their well fields right down on the river. Senator Beutler, could you answer for me where we allocate this water and that senior allocations cannot be met. If they cannot be met, in other words, an allocation I'll say at North Platte or Lexington, Nebraska, do they have further rights first and they have an established a well or a date before water rights down the stream? Then I have a second question of you.