

UPDATE ON REPUBLICAN RIVER COMPACT ISSUES

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- 1) Background on Compact
 - a) Republican River Compact (1942)
- 2) Litigation
 - a) U.S. Supreme Court Case No. 126 Original (filed in 1998)
 - i) Final Settlement Stipulation (2003)
 - (1) Allowed for dispute resolution process including non-binding arbitration
 - ii) First arbitration in 2009 (Kansas claims for damages from Nebraska, accounting and imported water supply)
 - (1) Appealed to U.S. Supreme Court
 - (2) Hearings in 2012 and 2013
 - (3) Final Report November 15, 2013
 - (4) Exceptions due February 27, 2014 with replies due by April 28, 2014
 - iii) Next arbitration in 2010 (Colorado Compact Compliance Pipeline (CCP))
 - (1) Continued negotiations through 2012
 - (2) CCP completed
 - iv) Next arbitrations in 2013
 - (1) Colorado CCP Proposal and Bonny Reservoir Proposal
 - (a) Ruling November 27, 2013
 - (b) Kansas and Nebraska agree to one year approval of CCP on December 19, 2013
 - (i) CCP becomes operational January 18, 2014
 - (2) Nebraska Rock Creek Project
 - (a) Ruling November 25, 2013
 - (3) Nebraska Alternative Water Short Year Administration Plan (AWSY Plan)
 - (a) Ruling November 25, 2013
 - (4) Nebraska NCORPE Project (aka, Medicine Creek)
 - (a) Arbitration hearing March 5-7, 2014
- 3) Future Actions
 - a) Continue negotiations with Kansas on CCP and Bonny Reservoir Proposal
 - b) Appeals of arbitrator decisions for CCP, Rock Creek, AWSY, and NCORPE Plans?