

**RESOLUTION 2005-4
OF THE
SOUTHWEST KANSAS GROUNDWATER MANAGEMENT DISTRICT**

WHEREAS, the Southwest Kansas Groundwater Management District #3 (GMD3) is a body politic and was incorporated on March 23, 1976;

WHEREAS, under K.S.A. 82a-1028 (i) GMD3 has the power to contract with persons, firms, associations, partnerships, corporations or agencies of the state or federal government, and enter into cooperative agreements with any of them; and under K.S.A. 82a-1028 (t) seek and accept grants or other financial assistance that the federal government and other public or private sources shall make available and to utilize the same to carry out the purposes and functions of the district;

WHEREAS, K.S.A. 82a-1803 states in part: ...(c) Monies credited to the water conservation projects fund may be expended only for the purpose of paying all or a portion of the costs of the following water management, conservation, administration and delivery projects, and similar types of projects, in those areas of the state lying in the upper Arkansas river basin and directly impacted by the provisions of the Arkansas river compact between this state and the state of Colorado: (1) Efficiency improvements to canals or laterals owned by a ditch company or projects to improve the operational efficiency or management of such canals or laterals; (2) water use efficiency devices, tailwater systems or irrigation system efficiency upgrades; (3) water measurement flumes, meters, gauges, data collection platforms or related monitoring equipment; (4) artificial recharge or purchase of water rights for stream recovery or aquifer restoration; (5) maintenance of the Arkansas river channel; or (6) monitoring and enforcement of Colorado's compliance with the Arkansas river compact. ...;

WHEREAS, the area in the upper Arkansas river basin that is directly impacted by the provisions of the Arkansas river compact between this state and the state of Colorado (impact area) is located within the GMD3 boundary, except for the river corridor between GMD3 and the stateline, in Hamilton County;

WHEREAS, it may be beneficial to the state of Kansas and water users in the impact area to establish a fund administered through the GMD3 2006 Budget and subsequent GMD3 Budgets as necessary for water conservation projects provided for in K.S.A. 82a-1801(a)(2), to receive revenue from amounts provided in

K.S.A.82a-1801(a)(2) and monies received from any source by GMD3 in the form of gifts, grants, or reimbursements for water conservation and management that is consistent with the management plan for GMD3;

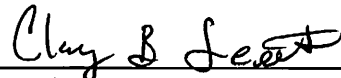
THEREFORE, IT IS HEREBY RESOLVED by the Board of Directors of the Southwest Kansas Groundwater Management District No. 3 to include a new fund called "Arkansas River Water Conservation Projects Fund" to their 2006 Budget and subsequent budgets as needed for the administration of these project funds.

Adopted this 8 day of June, 2005



Mike McNiece, President
GMD3 Board of Directors

Attest:


Clay Scott, Secretary
GMD3 Board of Directors