

Ronald D. Klein

[personal information suppressed]

December 9, 2003

Email Transmittal

Central Platte Natural Resource District
Board of Directors
215 N. Kaufman Ave.
Grand Island, NE 80368

Subject: Correction of the record for the minutes of the October 23, 2003 Board of Directors Meeting.

Dear Board Members:

The purpose of this letter is to provide corrections to errors of fact and omissions regarding comments I made during my appearance before your board at the public input time on your agenda at the October 23, 2003 Board of Directors meeting.

The first correction is to the errors of fact and omissions in the following item in the minutes: “ He also stated his displeasure with how his application for a replacement well permit was handled. It had been returned to the well driller because of a spacing error that needed to be corrected, instead of having it faxed to the driller for correction.”

The following summarizes what I actually said:

I expressed displeasure about the fact that the permit application had been **rejected** by CPNRD staff and returned to the driller, along with the check for the permit fee, because of the location which was incorrectly listed as being too close to an existing registered well on an adjacent farm. This was brought to my attention by the driller. The driller explained to me (and I described this to the Board) that he had **never** had this happen before in his 8 years in the job and the large number of wells he has drilled in that time. In **ALL other** cases, such a situation has resulted in **approval** of the permit with a notation defining the spacing problem and instructing the driller to relocate the well to a location which exceeds the spacing requirement. In **NO other** cases were the permits rejected. In fact, as I pointed out during my comments, the driller had similar problems with permit applications which he submitted both immediately before and after my application was rejected. They were **NOT rejected**, but handled as just described.

I expressed to the Board grave concern about what appears to be “selective enforcement” and “selective and inconsistent handling” of my particular situation when compared to all others. I specifically told the Board that I expect to follow the rules. But, I explained that I also expect that the CPNRD staff will handle my business with them in accordance with consistent application of those rules in the same manner as any other applicant would be treated, and not apply “selective enforcement” which I believed had been done in this instance. I explained I expect to be treated just like everybody else, and that clearly did not appear to be the case in this instance.

I also expressed concern about indications that caused me to believe that this inappropriate “selective enforcement” by CPNRD staff may very well be retribution against me caused by apparent “unhappiness” by some individuals about my actions in recent months that have questioned and challenged aspects of the COHYST project and the handling and management of it by the CPNRD staff and Board. I explained there is reason to believe that has occurred, because of conversations which I have been made aware of by others with certain CPNRD Board members and staff regarding my actions in these matters. I expressed strong concern about inappropriate potential “harassment” from your staff in my business dealings with CPNRD due to this situation.

I specifically requested the CPNRD Board to take the necessary actions to direct staff and management to implement procedures to insure that I not ever again in the future experience “selective and inconsistent” enforcement of your rules regarding any future business which I may bring to you for action. I also specifically requested the CPNRD Board to investigate this matter and advise me by letter of their findings and what corrective actions they will implement to ensure this be the case. I also specifically advised the Board that if this sort of situation were to occur again I would be left with no choice but to take actions to legally protect my interests and that I hoped that would not be necessary.

Next, let me address the complete omission which occurred regarding my appearance before your board. The following **facts** need to be included in your minutes.

Richard Mercer, Board Member and Chairman of the Water Resources Committee engaged in a public, verbal personal attack directed at me in front of the entire room of people in attendance. He stated dismay over an opinion item I authored that was published in the Omaha World Herald on October 23. Then he proceeded to accuse me of being “difficult” in scheduling my meeting with the Water Resource Committee, and stated I was “arrogant” and “egotistical”. He also essentially stated that I would never be allowed to meet with the Water Resource Committee again. Please also include in your minutes the fact that I stated “you are welcome to your opinion, but the opinions I stated in my letter stand.”

Also, please be advised that to date, I have not received any letters or been contacted in any manner by either staff or the Board of Directors in response to my request. I am extremely disappointed in your lack of response to my request on these very legitimate concerns.

Very truly yours,

Ronald D. Klein

Cc: file