

**MINUTES OF
LOWER ELKHORN NATURAL RESOURCES DISTRICT
BOARD OF DIRECTORS**

Certification of Acres Hearing

7:30 p.m., Thursday, May 23, 2024
1508 Square Turn Blvd, Norfolk, Nebraska

The Board of Directors Meeting of the Lower Elkhorn Natural Resources District was called to order by Chairman Roger Gustafson on Thursday, May 23, 2024 at the Lower Elkhorn Natural Resources District, 1508 Square Turn Blvd, Norfolk, Nebraska. Gustafson informed the Board and those attending of the Publication of Meeting Notice in the Norfolk Daily News on May 15, 2024 and the Nebraska Open Meetings Act information posted at the entrance to the room.

Roll call was taken by Administrative Assistant Patty Martens with 15 of 15 Directors present. Present: Jerry Allemann, Jim Aschoff, Mark Burenheide, Scott Clausen, Michael Fleer, Roger Gustafson, Mark Gustafson, Chad Korth, Kris Loberg, Gary Loftis, Jay Reikofski, Matt Steffen, Melissa Temple, Anthony Wisnieski, and Rod Zohner.

Chairman Gustafson gave a brief description of the District's hearing rules for the public, staff and Board: the complete hearing rules were posted on the district website and a copy of those rules was made available to anyone present at the meeting; any member of the public would be given the opportunity to appear in person or through their agent and could present any supporting witnesses, evidence, or statements in support of their position; the Chairman would allow the property owner 10 minutes to testify, followed by 5 minutes for each member of the public, followed by testimony from the District staff, concluded with 5 minutes for rebuttal testimony; once an individual hearing had been closed, neither the public nor the staff could present additional information unless requested by the board; discourteous conduct, disorderly conduct, as well as highly repetitious testimony would not be allowed in the hearings; and anyone wishing to contest the staff's preliminary determination of the number of certified irrigated acres for a parcel must indicate their desire to do so by writing the unique parcel ID number for the land they wish to contest on the sign-up sheet.

A motion was made by Fleer and seconded by Clausen *to open all public hearings on the agenda as listed*. Aye: Jerry Allemann, Jim Aschoff, Mark Burenheide, Scott Clausen, Michael Fleer, Mark Hall, Chad Korth, Kris Loberg, Gary Loftis, Jay Reikofski, Matt Steffen, Melissa Temple, Anthony Wisnieski, Rod Zohner, Roger Gustafson. Motion carried.

Chairman Gustafson accepted into the record Exhibit number 1, the District's Hearing Rules of Procedure; Exhibit number 2, the District's Groundwater Management Area Rules and Regulations; Exhibit number 3, the Public Hearing Notice; and Exhibit number 4, the list of parcels (the "Unique Parcel ID Spreadsheet" prepared by District staff) subject to public hearing.

Chairman Gustafson asked the staff if there are any matters continued from prior public hearings. GIS Specialist Mike Murphy answered that there were none.

Chairman Gustafson asked the staff if any requests for continuance were received. Mr. Murphy answered that there were none.

Chairman Gustafson asked the staff if there were any contested hearings received. Mr. Murphy indicated there were none.

Chairman Gustafson asked staff if they wished to testify regarding the properties for this public hearing. They did not.

Chairman Gustafson asked for discussion. There was none.

Chairman Gustafson opened a public hearing for the properties that were non-continued, non-contested, and non-conflict of interest (a list of the properties is attached to these minutes) and asked if anyone from the public, staff or Board wished to testify regarding any of these properties. There were none.

Chairman Gustafson asked for discussion. There was none.

A motion was made by Loftis and seconded by Allemann to make a final determination and approve the preliminary determinations for the properties on the list (the list of properties is attached to these minutes). Aye: Jerry Allemann, Jim Aschoff, Mark Burenheide, Scott Clausen, Michael Fleer, Mark Hall, Kris Loberg, Gary Loftis, Jay Reikofski, Matt Steffen, Melissa Temple, Anthony Wisnieski, Rod Zohner, Roger Gustafson. Abstain: Chad Korth. Motion carried.

Motion was made by Aschoff and seconded by Temple to close the Public Hearing. Aye: Jerry Allemann, Jim Aschoff, Mark Burenheide, Scott Clausen, Michael Fleer, Mark Hall, Chad Korth, Kris Loberg, Gary Loftis, Jay Reikofski, Matt Steffen, Melissa Temple, Anthony Wisnieski, Rod Zohner, Roger Gustafson. Motion carried.

I, the undersigned Secretary of the Lower Elkhorn Natural Resources District hereby certify that the foregoing is a true and correct copy of the proceedings had and done by the Board of Directors on May 23, 2024 and that all of the subjects included in the foregoing proceedings were contained in the agenda for at least twenty-four hours prior to said meeting, the minutes of the Chairman and the Board were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body, that all news media requesting notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Jay Reikofski, Secretary

REMAINDER OF FIELDS TO CERTIFY						
OWNER NAME	UNIQUE ID	PID (PARCEL)	CERTIFICATION ID	SOURCE		
				GROUNDWATER	SURFACEWATER	WASTEWATER
57 FARMS, LLC % BRIAN EBBERSON	639678	0003532.00	2902E32-003	132.63	0.00	132.63
BAIER/MERRILL G, TRUSTEE OF THE MERRILL G & LORETA BAIER FAMILY TRUST	639067	0001048.00	2702E13-002	134.21	0.00	0.00
BEALS/DARLEEN WEGNER TRUSTEE & DELORES WEGNER % JENNIFER M & JAYME D BEALS	639749	0034180.00	2204E15-001	65.39	0.00	0.00
BECK/CURTIS W & APRYL M - JT	226226	270091357	2005E23-005	73.69	0.00	0.00
BECK/WAYNE	226231	270091364	2005E23-007	73.89	0.00	0.00
BEERBOHM/DANIEL KEVIN & MISHELE KATHLEEN BEERBOHM	644471	0037371.00	2304E16-007	50.77	0.00	0.00
BLEYHL/KARLEN Q & TERESA A, TRUSTEES % HERTZ FARM MANAGEMENT, INC	357697	0049640.00	2305E02-003	119.02	0.00	0.00
BOPP, WILLIS & JANICE (TRUST ETAL)	643635	270112021	1807E03-005	21.28	0.00	0.00
BOPP/RONALD & GAIL (TRUSTEE)	643655	270115864	1907E27-007	92.89	0.00	0.00
BOPP/RONALD & GAIL (TRUSTEE)	643659	270114317	1907E27-006	65.64	0.00	0.00
BOPP/RONALD C & GAIL L (TRUSTEES)	643642	270114296	1907E27-001	10.90	0.00	0.00
BOPP/RONALD C TRUST & GAIL L (TRUST)	643649	270114303	1907E27-002	34.92	0.00	0.00
BRANDL FARMS 109 LLC	621620	590122495	2101W03-004	70.69	0.00	0.00
BROBERG/LOREN D & BEVERLY J ETAL	81324	000334200	2405W24-003	122.29	0.00	0.00
BROZEK/KELVEN M & NANCY J	641196	590150685	2402W21-003	31.59	0.00	0.00
BRUNSING/DANIEL L & DOROTHY V, TRUSTEES	639631	0041510.00	2105E08-004	119.65	0.00	0.00
CIRCLE E GRAIN, INC	377	0004070.00	2802E05-001	116.96	0.00	116.96
CIRCLE E LAND & CATTLE, LLC	639682	0003530.00	2902E32-001	72.17	0.00	72.17
CIRCLE E LAND & CATTLE, LLC	641397	0004082.00	2802E07-003	109.94	0.00	0.00
DARLING LAND LLC	639093	001440011	2506E04-005	29.32	0.00	0.00
DARLING LAND LLC	645789	001310004	2606E21-002	107.42	0.00	0.00
DARLING LAND LLC	645800	001310033	2606E21-003	0.08	0.00	0.00
DARLING LAND LLC	645801	001310029	2606E21-001	7.50	0.00	0.00
DECK/BRYAN W, TRUSTEE OF THE BRYAN W DECK EXEMPT TRUST, CREATED UNDER THE RODNEY W DECK LIVING TRUST	644507	0000855.00	2602E17-004	68.45	0.00	0.00
DUSEL/MICHAEL J & ROXANNE R (ET AL) & RUSSELL DUSEL	642707	590113631	2304W09-003	126.27	0.00	0.00
EBBERSON/JEFFREY A	639673	0004069.00	2802E05-002	1.51	0.00	1.51
ECE ENTERPRISES, L.L.C. % ERVIN C EISENMENGER	176726	0055690.00	2106E11-002	77.59	0.00	0.00
EDDIE, ROBERT P/MARGARET A-LIFE EST KIM BOYD ET AL % ROBERT P & MARGARET A EDDIE	639695	0000463.00	2701E13-003	145.10	0.00	0.00
EEE FAMILY FARMS LTD	1250	700026376	2701W02-001	144.74	0.00	0.00
EEE FAMILY FARMS LTD	634957	700026369	2701W02-002	66.96	0.00	0.00
EIS BUILDINGS, LLC % ERVIN EISENMENGER	176724	0055705.00	2106E11-003	24.49	0.00	0.00
EISENMENGER/CHAD E	642681	590130893	2203W02-003	78.80	0.00	78.80
EISENMENGER/ERVIN C. & ELAINE C.	295094	0055720.00	2106E11-004	2.78	0.00	0.00
EK REO, LLC	644990	0034160.00	2204E15-003	129.06	0.00	0.00
EK REO, LLC	645777	0061025.00	2306E30-002	66.35	0.00	0.00
EMANUEL/TATE & KOURTNEY (JT WROS)	641025	270096418	1906E32-009	34.73	0.00	0.00
EMANUEL/TATE & KOURTNEY (JT)	647060	270097965	1906E32-008	16.23	0.00	0.00
EMANUEL/THOMAS G & LINDA M (JT)	567840	270141017	1906E33-003	157.69	0.00	0.00
ENGELMEYER/RUSSELL	647043	0059250.00	2306E03-001	148.77	0.00	0.00
ENGELMEYER/RUSSELL	647044	0060020.00	2306E03-002	12.67	0.00	0.00
EVERGREEN SOD & NURDERY, LLC C/O TODD VOSS	638792	700030060	2602W23-009	2.80	0.28	0.00
EVERGREEN SOD & NURSERY L.L.C. % TOD VOSS	105464	700030208	2602W26-001	0.00	9.00	0.00
EVERGREEN SOD & NURSERY L.L.C. C/O TOD VOSS	638782	700030061	2602W23-003	30.45	38.72	0.00
EVERGREEN SOD & NURSERY, LLC C/O TOD VOSS	638774	700030051	2602W23-001	11.22	0.00	0.00
FREUDENBURG, ET AL, CO-TRS/ELNORE R	643216	590125915	2102W10-007	66.20	0.00	0.00
FREUDENBURG/AUSTIN R & KYLIE A	643702	590144138	2303W29-002	57.19	0.00	0.00
FREUDENBURG/DARYL G & DANILLE R	639028	590144189	2102W10-006	66.96	0.00	0.00
FREUDENBURG/DOUGLAS G	639021	590125842	2102W08-002	68.16	0.00	0.00
FREUDENBURG/MARK R & SHELLEY J	642669	590130331	2103W11-006	132.30	0.00	0.00

REMAINDER OF FIELDS TO CERTIFY						
OWNER NAME	UNIQUE ID	PID (PARCEL)	CERTIFICATION ID	SOURCE		
				GROUNDWATER	SURFACEWATER	WASTEWATER
GANSEBOM/THOMAS A & MARY J, TRUSTEES	8608	0001802.00	2401E21-001	0.00	0.00	0.00
GUBBELS/MICHAEL C & NATASHIA	639068	0000504.01	2701E21-001	119.60	0.00	0.00
J & J BRONSON FMLY INVESTMENTS LP	639023	590128981	2102W27-002	134.32	0.00	0.00
JAHNKE/TERRY L & KRISTINE K, TRUSTEES	643218	0059610.00	2306E23-002	68.87	0.00	0.00
JB FREUDENBURG	639181	590137395	2202W06-002	103.79	0.00	0.00
JB FREUDENBURG LAND LLC	642698	590137391	2202W06-003	17.31	0.00	0.00
JLCC LLC	647064	270138214	1806E05-002	108.78	0.00	0.00
KESTING/HAROLD L (ET AL)	644503	700028823	2602W01-003	32.43	0.00	0.00
KING/RYAN M & CRYSTAL L	638968	590148451	2304W22-002	66.85	0.00	0.00
KING/RYAN M & CRYSTAL L	639022	590147986	2304W16-004	67.77	0.00	0.00
KNAPP/CODY A & CHRISTINE A	643162	590138282	2202W19-003	33.99	0.00	0.00
KNAPP/ROBERT L & CAROL A	643169	590138286	2202W19-002	33.67	0.00	0.00
KNAPP/RUTH LIVING TRUST	639020	710063315	2001W21-005	135.40	0.00	0.00
KOCH/MICHAEL J JR & KRISTEN R ETAL, JT WROS	612901	0003134.00	2202E07-003	129.30	0.00	0.00
KOTTMAN AG HOLDINGS LLC	639222	270116571	2007E05-003	33.90	0.00	0.00
KRIENERT/ALAN P & KIMBERLY A	647049	700025599	2702W18-004	37.70	0.00	0.00
KUHLMAN/RONALD	576827	270119413	1809E19-002	132.69	0.00	0.00
LARSEN/MYRA M, TRUSTEE	643703	0070640.00	2307E29-007	68.21	0.00	0.00
LARSEN/MYRA M, TRUSTEE	643725	0070630.00	2307E29-008	32.45	0.00	0.00
LEFFERS FARMS LLC % RITA D LANDMARK	643168	590138324	2202W19-004	67.25	0.00	0.00
LEISY INVESTMENTS LLC	639721	0033810.00	2204E10-003	130.00	0.00	0.00
LEISY PROPERTIES % STEVEN C. LEISY	639741	0034200.00	2204E15-002	68.51	0.00	0.00
LONG/TR VIRGINIA A (ET AL)	645808	590122479	2101W03-005	0.00	17.75	0.00
LUEBBERT/DANIEL T. & SUSAN M. MITCHELL	639638	0053050.00	2106E19-006	72.80	0.00	0.00
MAGNUSSON/JOAN L	638812	423601900	2209E12-001	135.30	0.00	0.00
MOELLER/SIDNEY W	553287	270131369	1908E36-003	158.32	0.00	0.00
MOSEMAN/ANTHONY ETUX TRUSTEES	641204	424303300	2108E09-004	98.59	0.00	0.00
MULLER FARMS INC	295022	270117516	2007E29-003	123.09	0.00	123.09
MZ LAND LLC	639726	0041970.00	2105E18-001	125.71	0.00	0.00
NAHRSTEDT FARMS LLC	484464	590132067	2202W25-003	66.39	66.39	0.00
NAHRSTEDT FARMS LLC	638935	590138739	2202W25-004	68.08	68.08	0.00
NAHRSTEDT, TRS/VERL L & HARRIETT A	638954	590138766	2202W25-005	0.00	73.39	0.00
NAHRSTEDT/TRS, VERL L & HARRIETT A	638943	590138758	2202W25-002	51.46	61.78	0.00
NORBLADE/KRISTY K & KATHY L COLBY % THOMAS D & JOAN D KLUG	641141	0001793.00	2401E20-002	71.37	0.00	0.00
NORBLADE/KRISTY K & KATHY L COLBY % THOMAS D & JOAN D KLUG	641144	0001801.00	2401E20-001	73.31	0.00	0.00
O'CONNOR/NANCY BYERS (TRUSTEE)	356481	270119952	1808E10-001	40.97	0.00	0.00
ORTMEIER/KEVIN L & NICOLE V	642732	270116606	2007E06-002	50.27	0.00	0.00
ORTMEIER/KEVIN L & NICOLE V	642745	270131194	2007E06-004	33.26	0.00	0.00
ORTMEIER/NICOLE V (ETUX)	642744	270131187	2007E06-003	34.62	0.00	0.00
ORTMEIER/ROMAN FARMS INC.	140117	1140185.00	2004E13-001	0.00	0.00	0.00
POFAHL FARMS INC % LOUIS POFAHL	67701	590297066	2301W02-006	20.60	20.60	0.00
PRIBNOW/JAMES C & CHERYL A (JT)	291817	270133973	2006E01-001	154.76	0.00	0.00
RENNER/PAUL R & PATRICIA A	644035	590123777	2101W16-001	138.67	0.00	0.00
RISINGER/MAX & LAURA & JACKSON IRREVOCABLE TRUST	642268	700033292	2604W21-003	9.98	0.00	0.00
ROLF/TIMOTHY V. & SARAH R.	644521	0053055.00	2106E19-005	29.02	0.00	0.00
ROTH/ALLAN R & JACQUELYN	643225	0059620.00	2306E23-001	68.50	0.00	0.00
ROTH/TYLER L	644455	0038410.00	2404E32-001	80.93	0.00	77.25
RVR BANK, CUSTODIAN - RALPH KNOBBE SELF-DIRECTED IRA, ATTN - TRUST DEPT	642688	590153927	2403W07-004	113.04	0.00	0.00
SANDAHL/JOHN	644546	0010168.00	2705E29-004	67.00	0.00	0.00

REMAINDER OF FIELDS TO CERTIFY						
OWNER NAME	UNIQUE ID	PID (PARCEL)	CERTIFICATION ID	SOURCE		
				GROUNDWATER	SURFACEWATER	WASTEWATER
SCHAFERSMAN/COLTEN S & LUZA A (JT)	639273	270115794	1907E25-007	77.11	0.00	0.00
SCHAFERSMAN/COLTEN S & LUZA A (JT)	643176	270115787	1907E25-006	74.14	0.00	0.00
SCHULZ, TRS/JERRY A & BONNIE K	638855	590137379	2202W05-004	66.26	0.00	0.00
SCHULZ/ZACH E	642247	590131443	2203W12-007	62.41	0.00	0.00
SOLL/MICHAEL A & MICHELLE K	529662	0073760.00	2407E22-002	146.55	60.76	0.00
STUECKRATH/ROBERT C & MARY ANN	645811	590122412	2101W03-001	0.00	50.27	0.00
SUNDERMAN FAMILY FARMS, LLC	642237	0002291.00	2301E29-004	136.33	0.00	0.00
SUNDERMAN/MARK J & JULIE A	643180	590129104	2102W28-002	68.13	0.00	0.00
SUNDERMAN/MARK J & JULIE A	643196	590129108	2102W28-003	16.28	0.00	0.00
SUNDERMAN/MARK J & JULIE A	643198	590227947	2102W28-004	30.02	0.00	0.00
SUNDERMAN/PAUL M & JAIME M	643197	590129112	2102W28-005	1.27	0.00	0.00
SUNSHINE RANCH CO % DOUG HALL	642271	700033278	2604W21-002	112.95	0.00	0.00
TANK/PAUL L & LOIS ANN	351704	270121044	1808E17-001	120.03	0.00	0.00
TEGELER/LARRY W & JOHN A	639075	590152680	2404W24-002	205.55	0.00	0.00
TEGELER/LARRY W & JOHN A	639079	590152645	2404W24-001	46.21	0.00	0.00
TEGELER/LARRY W & JOHN A	639082	590152742	2404W24-003	56.29	0.00	0.00
TIEDTKE/MYRON & SEWERNA	641186	590146416	2402W32-002	39.92	0.00	0.00
VAR, LLC C/O TIM ROLF	14900	0053020.00	2106E19-002	94.87	0.00	0.00
VAR, LLC C/O TIM ROLF	644520	0053040.00	2106E19-004	29.68	0.00	0.00
WACHTER/JASON J & SARAH L	642217	700034762	2503W03-003	65.40	77.70	0.00
WEGNER/MATTHEW D & ANGELA M	643726	0070660.00	2307E29-010	2.57	0.00	0.00
WEGNER/MATTHEW D & ANGELA M	643727	0070661.00	2307E29-009	6.54	0.00	0.00
WERNER/JUNE L	639103	590152610	2404W23-002	129.80	0.00	0.00
WIEGERT/TRACY L	644996	0061020.00	2306E30-001	67.85	0.00	0.00
WINKELBAUER/LUCAS M	18078	700035315	2503W25-001	104.36	0.00	148.22
WINKELBAUER/LUCAS M	639669	590163841	2401W14-002	24.76	0.00	0.00
WINKELBAUER/LUCAS M	639670	590163868	2401W14-003	1.84	0.00	0.00