

Subd. 18. Carryforward; Extension – Proposed Amendments

The availability of the appropriations for the following projects are extended to June 30, 2017:

- (x) Laws 2013, chapter 52, section 2, subdivision 3, paragraph (c), County Geologic Atlases - Part B;
- (x) Laws 2013, chapter 52, section 2, subdivision 4, paragraph (d), Metropolitan Conservation Corridors (MeCC) - Phase VII, \$400,000 with the Minnesota Valley National Wildlife Refuge Trust, Inc.;
- (x) Laws 2013, chapter 52, section 2, subdivision 4, paragraph (i), Conservation Grazing to Improve Wildlife Habitat on Wildlife Management Areas;
- (x) M.L. 2013, chapter 52, section 2, subdivision 5, paragraph (b), Assessment of Natural Copper-Nickel Bedrocks on Water Quality
- (x) Laws 2013, chapter 52, section 2, subdivision 5, paragraph (f), Evaluation of Lake Superior Water Quality Health;
- (x) Laws 2014, chapter 226, section 2, subdivision 3, paragraph (l), Rainwater Reuse and Valuation Investigation;
- (x) Laws 2014, chapter 226, section 2, subdivision 8, paragraph (b), Innovative Groundwater-Enhanced Geothermal Heat Pump Study;

Amend LCCMR bill regarding appropriation to Lincoln Pipestone Rural Water

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1.1 Line 35.23, strike everything after the period

1.2 Delete line 35.24 through line 35.31

1.3 Line 35.32 strike everything through the period

01/20/16 REVISOR CKM/JC 16-5260

35.12 (f) **Lincoln Pipestone Rural Water System**

35.13 **Acquisition for Wellhead Protection**

35.14 \$1,500,000 the second year is from the

35.15 trust fund to the commissioner of natural

35.16 resources for an agreement with Lincoln

35.17 Pipestone Rural Water to acquire and

35.18 restore lands designated under an approved

35.19 wellhead protection plan. Lands acquired

35.20 with this appropriation must be from willing

35.21 sellers and be identified by the Department

35.22 of Health as targeted vulnerable lands for

35.23 wellhead protection. Land outside of the

35.24 wellhead protection area may be acquired

35.25 from willing sellers to facilitate like-kind

35.26 land exchanges under the Internal Revenue

35.27 Code, section 1031, for land within the

35.28 wellhead protection area. Land restrictions

35.29 under Minnesota Statutes, section 116P.15,

35.30 apply to lands put in public ownership

35.31 within the wellhead protection area by either

35.32 direct purchase or a land exchange. Lands

35.33 must be restored to permanent vegetative

35.34 cover, but may be used for recreation and

35.35 renewable energy if adequate protection of

35.36 the drinking water aquifer is provided. A list

36.1 of proposed acquisitions must be provided

36.2 as part of the required work plan. Plant and

36.3 seed materials must follow the Board of

36.4 Water and Soil Resources' native vegetation

36.5 establishment and enhancement guidelines.

36.6 Income derived from the lands acquired with

36.7 funds appropriated under this paragraph is

36.8 exempt from Minnesota Statutes, section

36.9 116P.10, if used for additional wellhead

36.10 protection as provided under this paragraph

36.11 until adequate wellhead protection has been
36.12 achieved, as determined by the commissioner
36.13 of health. Any income earned after that must
36.14 be returned to the environment and natural
36.15 resources trust fund. This appropriation
36.16 is available until June 30, 2019, by which
36.17 time the project must be completed and final
36.18 products delivered.

"Lincoln Pipestone Rural Water System Acquisition for Well Head Protection"**Diana Griffith**

From: Jason Overby <lprw@itctel.com>
Sent: Friday, February 05, 2016 1:46 PM
To: Michael McDonough; Susan Thornton; Diana Griffith
Cc: Jaredbeck38@gmail.com; 'Vince Robinson'; 'Teresa Schreurs'; Joe Weber; Randy Kraus
Subject: LPRW Acquisition for Wellhead Protection - 2016-9f
Attachments: LPRW_2016_parcel_list_Final.xlsx; LPRW_2016_Project_Budget_Final.xlsx; LPRW_2016_Work Plan_Final.docx; verdiparcelpriority2.pdf

Ms. Susan Thornton and LCCMR Staff,

Please find attached LPRW's revised work plan/budget and supporting documents.

After much discussion with Project team members and LCCMR staff regarding 1031 Land exchange processes, the consensus of the team is that this type of land acquisition mechanism was not warranted to achieve the goals of the project. Therefore, I am asking the following language be removed from the draft bill:

Lines 35.23 through 35.28 that states: "Land outside of the wellhead protection area may be acquired from willing sellers to facilitate like-kind land exchanges under the Internal Revenue Code, section 1031, for land within the wellhead protection area."

Also Line 35.31 "by either" and 35.32 "direct purchase or a land exchange".

If there are any comments/questions regarding this project proposal, please give me a call. Thank you for your assistance and consideration,

Jason Overby

Interim CEO
 Lincoln-Pipestone Rural Water System
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Our Mission: *"To enhance the quality of life for the people in the southwest Minnesota area by acquiring and providing reliable, high quality, affordable water in an environmentally responsible manner through a publicly owned system."*

LPRW is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov.