

March 1, 2010

Dale Frink, State Engineer
ND State Water Commission
900 East Boulevard
Bismarck, ND 58505

RE: Cost Share request/alteration of existing agreement to clearly state Flood Control cost share procedure and percentages

Dear Mr. Frink:

This letter is in advance of the final estimate of the Michigan Spillway/Enterprise consolidation effort now being recommended, pursued and designed. The Nelson County Water Resource District has received a preliminary estimate of \$2,250,000.00 with the additional length of the design route (2 ½ miles longer to include existing Enterprise pump alignment), 3 phase power and pump station.

Your oral and repeated mention of help with final cost share has been present on several occasions. We alert you in advance of a formal update of this needed project and must soon finalize our concerns. Cost share for infrastructure protection, a community, roads and railroad require 50% to 60% contract fund request participation by State Water Commission funds. This project falls into this criteria.

Hearings on this project are expected in mid April 2010 and hopefully bid lettings will follow.

We bring this to your attention as you develop fund expenditures for this biennium.

Sincerely,

Ben Varnson, Gene Gehrke, Michael Donohue, Richard Morken
NCWRD Board Members

Copies: District 23 Legislators
City of Michigan
Northern Plains Railroad
Minnkota Power
Nodak Electric Cooperative
Polar Communications