



Big Plains Water Special Service District  
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Chairman Barratt Nielson  
Board Member Frank Lindhardt  
Board Member Harold Merritt  
Board Member Ross Gregerson  
Board Member Andy McGinnis

October 11, 2023

After consulting with our legal counsel, we feel it necessary to revise our previous letter/statement as to the status of the Cedar Point system. This letter replaces the one sent out previously.

We stated that the system is back to the way it was prior to the Cedar Point system having multiple failures on or around Sept 18, 2023.

While that statement is true, we are still not at the level of production that is required for this system. Refer to the Master Plan (Impact Fee Study) that was completed in July and presented in our August meeting for the exact details. The Cedar Point system needs to produce 140 gpm to sustain the normal usage as well as proper fire protection for that area. We were at about 85 gpm prior to Sept 18th when the wells stopped producing for various reasons, of which we are still trying to determine the cause and what that means moving forward. We are currently producing about 45 gpm. One of the wells is producing at 100% what it was before but the other one is producing about 15% what it was previously as it is not recharging at the same rate as before.

The water table seems to have dropped significantly, the amount we are still trying to determine by gathering data from all the companies that have serviced the wells over the last several years. We have ordered some diagnostic equipment to make our jobs easier to perform our own in-house data verifications and gathering so that we will be able to see the trends and help us plan better for the future as we continue to work on upgrading our sources.

We are still working on getting the other well back online, waiting for the proper test results to come back to meet the State's requirements before turning it back into service. We are also in the process of getting the approvals and protections in place to get our new well up and running. All of this takes time waiting for test results and paperwork to be completed, reviewed, and approved.

We advise all people to conduct their own due diligence regarding your property rights. To the maximum extent permitted by applicable law, in no event shall the district or its personnel be liable for any consequential, incidental, direct, indirect, special, punitive, or other damages of any kind whatsoever, arising out of or in any way related to the use of the information provided in this letter. Whether based on contract, tort, negligence, strict liability or otherwise. Even if the district or any personnel has been advised of the possibility of such damages. This exclusion of damages shall be effective even if any remedy fails in its essential purpose.

Thank you.

Respectfully,

A handwritten signature in blue ink, appearing to be "B. Nielson", is written over a horizontal blue line.

[BARRATT NIELSON \(Oct 11, 2023 16:40 MDT\)](#)

Barratt Nielson

Chairman

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