MINUTES

MONTANA SENATE 53rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON NATURAL RESOURCES

Call to Order: By Chair Bianchi, on January 15, 1993, at 1:00 p.m.

ROLL CALL

Members Present:

Sen. Don Bianchi, Chair (D)

Sen. Cecil Weeding, Vice Chair (D)

Sen. Sue Bartlett (D)

Sen. Steve Doherty (D)

Sen. Lorents Grosfield (R)

Sen. Bob Hockett (D)

Sen. Tom Keating (R)

Sen. Ed Kennedy (D)

Sen. Bernie Swift (R)

Sen. Chuck Swysgood (R)

Sen. Henry McClernan (D)

Sen. Larry Tveit (R)

Sen. Jeff Weldon (D)

Members Excused: None.

Members Absent: None.

Staff Present: Paul Sihler, Environmental Quality Council

Leanne Kurtz, Committee Secretary

Please Note: These are summary minutes. Testimony and

discussion are paraphrased and condensed.

Committee Business Summary:

Hearing: SB 60, SB 72

Executive Action: None.

HEARING ON SB 60 & SB 72

Opening Statement by Sponsor:

Sen. Devlin, SD 13, stated he preferred SB 60 and SB 72, two related bills, be heard together. He noted he originally intended to introduce just SB 72, but the Legislative Council notified him that the bill, although retroactive, would not affect Western North Dakota's application pending before the Department of Natural Resources and Conservation (DNRC). Sen. Devlin said North Dakota had a permit to seed clouds in 1990, and

withdrew the application in 1991. In 1992, North Dakota held hearings with a meteorologist which showed how the cloud seeding process works, but Sen. Devlin noted there was little opportunity for public input. The DNRC board refused to issue a weather modification permit in 1992 by a 6 to 1 vote after a hearing in Billings during which a number of people testified. North Dakota sued in Lewis and Clark County District Court to obtain the permit. Judge Dorothy McCarter ordered DNRC to issue the permit.

Sen. Devlin stated SB 72 would establish the following cloud seeding permit application process: DNRC would conduct and approve an EIS, and the public in counties over which cloud seeding flights were taking place would vote on whether or not the permit should be granted.

Sen. Devlin stated SB 60 would serve as a "total prohibition" of weather modification until there were laws in place regulating the permitting process. He noted a number of people have appeared to testify.

Sen. Devlin said DNRC representatives gave him amendments to SB 72, which they claim will take care of the pending permit. Sen. Devlin noted the Legislative Council disagrees.

Proponents' Testimony:

Jim Steinbeisser, a representative of the Montana Farm Bureau and resident of Sidney, spoke in support of both SB 60 and SB 72. He stated that the Montana Farm Bureau passed a resolution in November opposing the seeding of clouds "for the purpose of the control of rainfall by any entity." Mr. Steinbeisser discussed eastern Montana's problems with drought, noting cloud seeding has been suspected of creating or worsening droughts worldwide. He believes North Dakota's cloud seeding program is having a detrimental effect on Eastern Montana's weather, although it is a lucrative business for those involved in the seeding process. Mr. Steinbeisser concluded North Dakota does not have Montana's best interests in mind.

Mark Simonich, Director, DNRC, stated DNRC supports SB 72 and submitted written testimony (Exhibit #1). Mr. Simonich said DNRC is proposing no specific amendments, but the Department has concerns with the legislation and has been working with Sen. Devlin to find alternatives.

Sen. Tveit excused himself as a Committee member for the purposes of testifying at the hearing. He claimed to have seen DNRC's quantified amendments, and noted that he has problems with them. Sen. Tveit explained the weather modification process which occurs 10 to 40 miles inside eastern Montana "for the purposes of increasing rainfall in North Dakota." Sen. Tveit noted North Dakota seeded clouds in 1988 and 1989, but did not in 1990, 1991

and 1992. He stated there were three hearings before DNRC (1990, 1991 and 1992) and the Department denied permits all three times. Sen. Tveit described how the process works and said the five counties in North Dakota are charged 7 cents per acre for the cloud seeding service.

Sen. Tveit distributed his farm's crop records from 1988-1992 (Exhibit #2), and another farm's production report for 1989 (Exhibit #3), to show there was little or no production in years clouds were seeded. Sen. Tviet also distributed the following: a letter and petition from residents of Slope County North Dakota calling for the abolition of the Slope County Weather Modification Authority (Exhibit #4); an article from "Acres, USA" entitled "The Rain Making Myth" (Exhibit #5); and A 10/1991 "National Geographic" article entitled "Milking a Cloud for All Its Worth--Water" (Exhibit #6). Sen. Tveit used the articles to support his argument that cloud seeding has been responsible for drought, floods, cancer, air pollution, and emphysema.

Sen. Tveit discussed the dangers of silver iodide for cloud seeding and stated an Environmental Impact Study (EIS), rather than an Environmental Analysis, should be done before a permit is issued to seed clouds. He said a meteorological consultant informed him cloud seeding causes long-term draught and is not effective unless it occurs on a mountain front with updrafts.

Bernard Pease, a farmer near Lambert, described his crop yields from 1967 to 1992, linking cloud seeding to drought. Mr. Pease distributed a handout showing precipitation records from the Eastern Agricultural Research Center in Sidney (Exhibit #7), which compared cloud seeding years to non-cloud seeding years. Mr. Pease noted that he favored both SB 60 and SB 72.

Jim Jensen, Executive Director of the Montana Environmental Information Center (MEIC) expressed support for SB 60 and SB 72. He claimed DNRC has not complied with the Montana Environmental Policy Act (MEPA) in this case. He said DNRC should have done an EIS and provided communities affected by cloud seeding with information on its consequences. He added DNRC should have had enough information to prepare a better defense in district court. Referring to SB 60, Mr. Jensen stated that the science on both sides of the cloud seeding issue is "murky" and a wasted effort. He noted the legislature should direct DNRC to stop spending money on the issue of cloud seeding.

Helen Waller, a McCone County farmer and rancher, said she prefers SB 60 over SB 72, but noted at least SB 72 required an EIS. She stressed DNRC should never be allowed to ignore a serious review of the impact of weather modification. Ms. Waller added Environmental Analyses are inadequate, and discussed the costs involved in conducting an EIS and the costs of the permit process.

Doris Waller, a farmer and rancher from Circle, submitted a

prepared statement to the Committee (Exhibit #8).

Lynn Householder, resident of Ismay, noted the witnesses for SB 60 and SB 72 represent the whole eastern side of Montana. He submitted a letter from Charles Casey to the Board of Natural Resources opposing issuing North Dakota cloud seeding permits (Exhibit #9). Mr. Householder discussed rainfall in Eastern Montana, and said he knows many people who have died from cancer in the Ismay area.

Ralph Bruski, a rancher from Ekalaka, said he doesn't want his rainfall benefitting North Dakota. Mr. Bruski said cloud seeding is not an exact science, and linked it to cancer and multiple sclerosis. He said he favors SB 60 over SB 72, but supports both bills.

Sen. Bruski-Maus, SD 12, said her District contains five counties, three of which border North Dakota. She recommended a Do Pass for either SB 60 or SB 72.

Sen. Weeding stated he wanted to be listed as a proponent of both SB 60 and SB 72, noting he would save his remarks for executive session.

Opponents' Testimony:

Mark Simonich, Director, DNRC, submitted written testimony expressing DNRC's opposition to SB 60 (Exhibit #10). He added DNRC understands the concerns of Eastern Montana residents and their concerns should be considered in the permitting process.

Questions From Committee Members and Responses:

Sen. Doherty asked Mr. Simonich if amendments which DNRC envisions for SB 72 would require an applicant to pay for an Environmental Analysis (EA) as well as an EIS. Mr. Simonich stated the legislation is written to ensure that applicants pay for whatever analysis is done.

Sen. Doherty wondered who made the decision not to conduct an EIS on North Dakota's permit, and asked for the Department's response to Jim Jensen's testimony which asserted DNRC did not comply with MEPA.

Wayne Wetzel, Deputy Director, DNRC, said the Weather Modification Act was passed before MEPA and North Dakota applied for a weather modification permit the first time in 1977. He said the Department conducted a Preliminary Environmental Review (PER), which was equivalent to an EA, but did not include public involvement. Mr. Wetzel said the PER showed weather modification had no significant impact on rainfall. He added that in 1989, the Department "reissued" its PER and found diminished rainfall

in North Dakota and Montana, but couldn't confirm it was due to weather modification. He said the Department had not complied with MEPA in 1989 when it reissued the PER, as the rules had changed in 1988. Mr. Wetzel added the Department was remiss in not conducting an EA or an EIS at that time.

DNRC sent a letter to North Dakota saying the Department could not process its application until it complied with MEPA. The Department estimated it would cost \$20,000 to determine whether cloud seeding resulted in diminished rainfall in eastern Montana. Mr. Wetzel said North Dakota had agreed to fund the study.

Sen. Doherty asked Sen. Devlin which bill he would rather have passed. Sen. Devlin said he preferred SB 60, because it heads off North Dakota's application for the Summer of 1993. He said Greg Petesch told him SB 72 might not stop the application.

Sen. Doherty wondered if prohibiting weather modification (the intent of SB 60) would be interfering with a private company's right to do business.

The Committee and Mr. Wetzel discussed how snowmaking by ski areas compares to weather modification.

Sen. Hockett stressed this is not just an Eastern Montana issue and asked if Montana is seeding clouds in Idaho. Sen. Devlin said he did not know. He added if North Dakota's application were not pending, he would not have introduced SB 60. Sen. Devlin said amendments suggested by DNRC are unacceptable.

Sen. Devlin discussed placing a sunset date on SB 60, and allowing SB 72 to become effective for the next permitting year.

Sen. Kennedy asked about the possibility of a lawsuit regarding the pending application. Don McIntyre, chief counsel, DNRC, stated North Dakota has not paid any funds that would have to be refunded if SB 60 passed. He added the only potential lawsuits would involve challenging the constitutionality of the act.

Sen. Tveit commented that proponents of SB 60 and SB 72 simply want to keep the cloud seeders out of Montana. The North Dakota businesses are ongoing and could continue to operate in their own state. He noted SB 72 specifies the Board of Natural Resources must work for the benefit of the people of Montana.

Mr. McIntyre said Judge McCarter's decision was based on her belief that most of the credible evidence favored North Dakota. He said the board was hesitant to follow her order, so she issued a second order directing the board to grant a permit. Mr. McIntyre said if SB 72 passed, DNRC would be required to conduct an EIS. He added SB 72 "clearly sets out what the public interest criteria are," resulting in a sounder decision making process.

Mr. McIntyre said he believes SB 72 could apply to North Dakota's pending application if the bill had a retroactivity clause. He said he wasn't sure if the voting provision could be made retroactive.

Chair Bianchi asked Mr. McIntyre and the Legislative Council to reach an agreement on what is legal and permissible in SB 72 before the Committee takes executive action.

Sen. Swysgood asked for clarification of the difference between SB 60 and SB 72 with a retroactivity clause. Mr. McIntyre replied SB 72 keeps the regulatory program in place, so the applicant can proceed under the new law. He said SB 60 is a clear prohibition, and the agency would have to stop action.

Sen. Devlin said SB 60 "wipes out the whole law," so any permits pending would be cancelled.

Sen. Keating commented with the money involved in cloud seeding, it may be worthwhile for a business to challenge the retroactive applicability in court.

Mr. McIntyre said he doubts North Dakota would challenge the retroactivity of SB 72, and added the state could challenge SB 60 on the grounds it had an application pending. He said North Dakota could also challenge the bill on the basis that it would be interfering with interstate commerce. He said one issue is whether or not atmospheric water is an article of commerce.

Sen. Devlin said scientific experiments could be excluded from the prohibition in SB 60 if the people in the area agree. He noted the people should come before anything else.

Mr. Fritz said DNRC has never promoted weather modification in Montana. He added DNRC has been able to find no evidence that "what North Dakota wants to do will harm Montana." He suggested it might make more sense for out-of-state entities to bring their proposals to the Legislature, rather than preclude the possibility of beneficial use of weather modification in Montana.

Closing by Sponsor:

Sen. Devlin said he fears people might start shooting at airplanes. He asks the Committee to pass SB 60, sunset it in a year and allow SB 72 to take effect.

Adjournment:

DB/lk

ROLL CALL

SENATE COMMITTEE Natural Resources DATE 1/15

NAME	PRESENT	ABSENT	EXCUSED
Sen. Bianchi	X		
Sen. Huckett	X		
Sen. Bartlett	人		·
Sen. Doherty	*		
Sen. Grosfield	X		
Sen. Keating	X		
Sen. Kennedy	X		
Sen. Keating Sen. Kennedy Sen. McClernan	X		
Sen Swift	X		
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TESTIMONY OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION ON SENATE BILL 72, FIRST READING

BEFORE THE SENATE NATURAL RESOURCES COMMITTEE

JANUARY 15, 1992

A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING THE ATMOSPHERIC WATER WEATHER MODIFICATION LAW BY INCLUDING IN THE APPLICATION REVIEW PROCESS REQUIREMENTS FOR CERTAIN ENVIRONMENTAL INFORMATION AND A PUBLIC MEETING; REVISING THE PERMIT ISSUANCE PROCESS TO INCLUDE PAYMENT OF COSTS, CRITERIA FOR DETERMINING WHAT CONSTITUTES THE GENERAL WELFARE AND THE PUBLIC GOOD, AND PUBLIC HEARING PROCEDURES, AND A PUBLIC VOTE IN AFFECTED COUNTIES; AMENDING SECTIONS 85-3-202 AND 85-3-206, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

The Department of Natural Resources and Conservation (DNRC) supports SB 72. The Department does, however, have two concerns with the bill as written to bring to the attention of this Committee.

This legislation revises a long-standing statute governing weather modification activities in Montana. In fact, the existing legislation was enacted in 1967 prior to the reorganization of government, the adoption of the Montana Environmental Protection Act (MEPA), and the adoption of the Montana Administrative Procedure Act (MAPA). Consequently, the existing statute is not drafted in a responsive manner to any of these major substantive legislative actions. Senate Bill 72 would improve the existing weather modification statutes by clearly incorporating MEPA and MAPA into the existing statutes and by establishing clear standards upon which to base weather modification decisions.

Specifically, Senate Bill 72 sets forth amendments to the statute that will better assure the interests and concerns of local citizens are reflected in decision-making. The legislation establishes specific steps to be followed in reviewing applications for weather modification permits: explicit compliance with the Montana Environmental Policy Act (MEPA); a public meeting in areas affected by a proposed weather modification project; and the preparation of a report assessing the implications of issuing a permit. Further, it requires the decision-maker under the law, the Board of Natural Resources and Conservation, to hold a contested case hearing if citizens file a notice of intent to appear. Finally, the applicant must show by a preponderance of the evidence that the criteria necessary for permit issuance are met. Among those criteria are several new additions called for by Senate Bill 72 which more explicitly define the finding regarding general welfare and public good.

SENATE NATURAL RESOURCES

EXHIBIT NO.

BILL NO._

Although supportive of this legislation, there are two areas of concern that should be addressed. The first concerns the mandated preparation of an environmental impact statement when acting on any weather modification permit application. The Department agrees with the importance of complying with MEPA in the course of acting on weather modification project requests. However, as with most actions of government, there are instances where the nature of a project does not warrant the time and expense of preparing a full-scale impact statement. Accordingly, the Department believes that the bill should be amended to allow preparation of either an environmental impact statement or an analysis, depending upon the nature of the project involved.

The second area of concern is the mandated public balloting on Board decisions to grant weather modification permits. Such a requirement is an unprecedented approach to regulatory action in Montana. It is a purpose of MEPA to encourage productive and enjoyable harmony between man and his environment, to promote efforts which will prevent or eliminate damage to the environment and biosphere and stimulate the health and welfare of man. As such, MEPA is designed to study and inform the public of the social, economic, and other environmental effects resulting from proposed activities such as weather modification activities. The MEPA process allows for the expression of public concern. This, in combination with the requirement that the Board determine that the proposed activity be designed to safeguard the public health, safety and welfare of the environment, assures appropriate consideration of the concerns of the citizens in the weather modification area. It would make for an onerous and costly process to require a ballot measure as an additional permitting step. If the ultimate test for the permitting any activity in Montana is whether a majority of eligible voters accept the activity, then there is no need for the vesting of permitting powers in an executive agency of state government. However, such a form of government is not the accepted norm in any state nor of the federal government.

In summary, the Department supports the proposed legislation with exception of the two concerns expressed above. It represents a substantive response to citizen concern with weather modification in Montana and will better assure the public plays a stronger role in the process of regulating such activity.



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STATE FAHM FIRE AND CASUALTY COMPANY

ACTUAL PRODUCTION HISTORY Managing General Agent for Crop Insurance **MULTIPLE PERIL CROP INSURANCE**

Serviced by RAIN & HAIL INSURANCE SERVICE, INC. DATE EXHIBIT.

AGENCY INFORMATION

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PECORD TYPE YL II+ OTHER PERSONS SHARING IN CROP PRACTICE N.I PROCESSOR #/NAME AND/OR TREES OR VINES I confly that the information I have lumiered as reflected on this form is complete and securate for the commodify(les), unit(s) and year(s) shown. I understand that information insocurately reported may result in a recomputation of the approved APH yield. I also understand that failure to report complitiely and accurately may result in voidence of my crop insurance contract and may result in criminal or civil false claims actions.

SEE PREVENSE SIDE OF FORM FOR STATEMENT RECUIDED BY THE PROVIDED. RIOR YR APPROVED RT. 1, 1475 106/798-3621 FAIRVIEW HT 59221 TVEIT & SOMS LIVESTOCK FEEDING RECORDS PRODUCTION SOLD/ COMMERCIAL STORAGE ON FARM STORAGE,
RECORDED BIN MEASUREMENT 6831 RICHLAND SAFLR TRANSITIONAL YLD TOTAL PRODUCTION NSURANCE .05 LARRY TVEIT PRODUCER INFORMATION 69 .000 LAND DESCRIPTION 5N 58E 81-0364602 INT TOTAL ACRES 67 PRELIMINARY YLD APPROVED APH YLD 6831.0683.01550.0 OTHER ASCS LOAN RECORD 550.0 550.0 550.0 APPRAISAL 550 · C 550.0 250 $660 \cdot 0$ 1050 **STATE** Serviced by RAIN & HAIL INSURANCE SERVICE, INC PRIOR YR APPROVED OTHER PERSONS SHARING IN CROP PRACTICE NI B7 S B.3 S RECORD TYPE YL II+ TYPE 8 3.8 PROCESSOR #/NAME AND/OR TREES OR VINES CROP COUNTY 81 S ASCS # 89 5 550.(ASCS YIELD 90 sSBB BA S 82 5 ACTUAL PRODUCTION HISTORY YEAR LIVESTOCK FEEDING RECORDS Managing General Agent for Crop Insurance PRODUCTION SOLD/ COMMERCIAL STORAGE ON FARM STORAGE, RECORDED BIN MEASUREMENT 5500 b 5 **MULTIPLE PERIL CROP INSURANCE** SAFLR RICHLAND TOTAL PRODUCTION TRANSITIONAL YLD RE A BASIC BY CO SINY - 06 SIDNEY NT 59270 406/482-3115 PHONE P.O. BOX 817 P. MICHAEL MORASKO 25N 58E LAND DESCRIPTION .000 ZZT TOTAL ACRES PRELIMINARY YLD APPROVED APH YLD AGENCY INFORMATION 5500.0 550.0 ASCS LOAN RECORD 550.0 OTHER APPRAISAL 550.0 550.0 550. 550.0 550.4 550.6 550 250 550 ¥ED CODE 9206-80 PRIOR YR RECORD TYPE YL II+ OTHER PERSONS SHARING IN CROP CNIT PRACTICE NI 26-000-1175 COUNTY BY SIGNATURE PROCESSOR #/NAME AND/OR TREES OR VINES TYPE CHOP C LIVESTOCK FEEDING RECORDS A PRODUCTION SOLD/ COMMERCIAL STORAGE ASCS # 83 5 87 S 855 81 S 1.0.0 89 A 18 A ASCS YIELD 200 13 C 100 ON FARM STORAGE,
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OTHER PERSONS SHARING IN CROP PROCESSOR #/NAME AND/OR TREES OR VINES C LIVESTOCK FEEDING RECORDS FAIRVIEW NT 59221 SEE MEVEROE SIDE OF FORM FOR STATEMENT REQUIRED BY THE PRIVACY ACT OF 1974 com**pletely and accurately may** result in voidance of my crop insurance contract and may result in criminal or civil false claims actions LELU 34.0 3A.0 YIELU 26.0 25.0 25.0 certify that the information I have furnished as reflected on this form is complete and accurate for the commodify(ies), unit(s) and year(s) shown. ON FARM STORAGE,
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RECORDED BIN MEASUREMENT Managing General Agent for Crop Insurance MULTIPLE PERIL CROP INSURANCE D DATS RICHLAND TOTAL PRODUCTION TRANSITIONAL YLD 738 03 SIDNEY HT 59270 P.O. BOX 817, P. MICHAEL MORASKO 406/482-3115 907 478 yield. I also understand that failure to report 000 25N 57E 24 LAND DESCRIPTION IN TOTAL ACRES 86 30.0 1115 17.4 PRELIMINARY YLD APPROVED APH YLD AGENCY INFORMATION OTHER ASCS LOAN RECORD APPRAISA J. 6V. AELO OJ3K 28.0 28,0 CODE DATE 28.4 28.0 38. 9206-80 28.0 S PRACTICE SE SIGNATURE PROCESSOR #/NAME AND/OR TREES OR VINES OTHER PERSONS SHARING IN CROP ASCS # TYPE CHOP COUNTY 00-1175 RIOR YE RECORD TYPE 88 E C LIVESTOCK FEEDING RECORDS A COMMERCIAL STORAGE 2 SVE B3 S 87 2 08 ASCS YIELD Š ON FARM STORAGE,
RECORDED BIN MEASUREMENT 60 + 72 15.93 DAIS EICHLAND TOTAL PRODUCTION TRANSITIONAL YLD YI. D. ₩ 103 MERCONER H 50/ 186 59 25N 57E 24 LAND DESCRIPTION 000 000 INT TOTAL 27.B MON LANA GREAT FALLS, MONTANA STATE FARM FIRE AND CASUALTY ETCHLAND MP-161229 406/452-1375 COUNTY PRELIMINARY YLD APPROVED APH YED BOX 3249 OHER ASCS LOAN RECOMD RAIN AND HOLL INSURANCE APPRAISAL **1** 7.7 33 30 30 2 7 OTHER PERSONS SHARING IN CROP SNIT TYPE 88 PRACTICE CROP RECORD TYPE PROCESSOR #/NAME AND/OR TREES OR VINES ASCS # E C LIVESTOCK FEEDING RECORDS B ON FARM STORAGE,
RECORDED BIN MEASUREMENT A PRODUCTION SOLD/ 236 12 V 85 10.1 ASCS YIFLD B2 S ¥ 1001 COMPANY INFORMATION TRANSITIONAL YLD RICHLAND DATS TOTAL PRODUCTION 107/24/91 .04 UNDER U REQUIRED 777 FIELD REVIEW 59403 ن ت 5 10 15 12 12 25N 58E LAND DESCRIPTION 000 727 TOTAL ACRES 700 43 B 26 4 13 1 57E APPROVED APH PRELIMINARY Y CODE E OTHER APPRAISA 60 30 100 280 20

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STATE PARTITION AND CASE ACT & COMPANY

Serviced by RAIN & HAIL INSURANCE SERVICE, INC. **ACTUAL PRODUCTION HISTORY** Managing General Agent for Crop Insurance MULTIPLE PERIL CROP INSURANCE

OTHER PERSONS SHARING IN CROP RICHLAND SIDNEY HT 59270 P.O. BOX 817 P. MICHAEL MORASKO 406/482-3115 25N 58E 33 LAND DESCRIPTION **AGENCY INFORMATION** CODE 9206-80 PRACTICE SE CNIT TYPE 26-000-1175 COUNTY OTHER PERSONS SHARING IN CROP CHOP ASCS # ETCHI AND TV THIM PSN 58E 33 LAND DESCRIPTION TOUR THERE IS GREAT FALLS, MONTANA 59403 P.O. BOX 3249 CZO RAIN AND HAIL INSURANCE STATE FARM FIRE AND CASUALTY RICHLAND WON HOW PHONE HP 161229 406/452-1375 COUNTY OTHER PERSONS SHARING IN CROP UNIT TYPE PRACTICE CHOP ASCS # COMPANY INFORMATION 7715 B MHEAT RIGHT AND 0//24/91 DAIL 25N 59E 7 LAND DESCRIPTION PAG CODE 25 280

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STATE FARM FIRE AND CASUALTY COMPANY

Serviced by RAIN & HAIL INSURANCE SERVICE, INC. EXHIBIT Managing General Agent for Crop Insurance

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Serviced by RAIN & HAIL INSURANCE SERVICE, INC

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Managing General Agent for Crop Insurance MULTIPLE PERIL CROP INSURANCE

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OTHER PERSONS SHARING IN CROP

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RICHLAND WHEAT

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25N 57E

LAND DESCRIPTION

81-0364602

TAXED

PHONE

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FAIRVIEW NT 59221

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PRODUCER INFORMATION



STATE FARMFIRE AND GASUALT TCOM ANY RAIN AND HAIL INSURANCE SERVICE, INC. MULTIPLE PERIL CROP INSURANCE

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PREVIOUS CARRIER

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19 69 PRODUCTION REPORT

The premium due for each crop year will be calculated on my share in the crop at the level and price elected and the rates published and in effect for the current crop year subject to applicable adjustments.

This insurance policy is reinsured by the Federal Crop Insurance Corporation under the provisions of the Federal Crop Insurance Act, as amended (the Act) (7 U.S.C. 1501 et seq.), and all terms of the policy and rights a responsioners of the parties are specifically subject to the Act and the regulations under the Act published Chapter IV of 7 CFR.

STATE FARM FIRE AN	STATE FARM FIRE AND CASUALTY COMPANY	Policy Number MP-161229 For 90 and succeeding years	or 90 and succeeding years	
	RAIN AND HAIL INSURANCE SERVICE, INC. EXHIBIT HA	Page 2 ol 4		
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Rt. 1. Box 1475	Fox 817			
Fairview, MT 5922/ Sidney NIT 59270	Sidney NIT 59270			
(406) 798-3621 TAXID 81-0361602 4061482-3115	4000482-3115 COT 206-80			
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I declare the facts stated herein to be true.

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impused. Reasonable costs of collection and Attorney's fees may be added. Fagive the Company may ded , the Undersigned, for value received, hereby promises to pay to the order of t

THE PRIVACY ACT OF 1974

FIRE AN	FIRE AND CASUALTY COMPAN	COMPANY	Policy Nur	mber MP	22.19/1	Policy Number UP- 161729 For 9	and succeeding years	ding years	
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I declare the facts stated herein to be true.

On or before ______ the Undersigned, for value received, hereby promises to pay to the order of the

Company the total premium. For all overdue amounts, a ______% per annum late payment charge will be imposed. Reasonable costs of collection and Attorney's less may be added. I agree the Company may deduc

from any loss payment amounts unosed, (Promasory Note or Account) payable to the Company,



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19 84 PRODUCTION REPORT

Crop Insurance Act, as amended (the Act) (7 U.S.C. 1501 et sect.), and all terms of the powcy and right responsibilities of the parties are specifically subject to the Act and the regulations under the Act publish Chapter IV of 7 CFR.

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STATE FARM FIRE AN	D CASUALTY C		Dicy Number	4P-161229	Policy.Number μp . 161229 For 90 and succeeding years	ng years
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For the purposes relating to this insurance I hereby authorize representative(s) of the Company access to and examination of insured crops and records pertaining to the above | Do you have another Mustiple Pert Crop insurance Policy or Federal Crop insurance described farm in the appropriate A.S.C.S. peopler governmental agency office(s).

I declare the facts stated herein to be true.

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CCEPTANCE. When this application is accepted by us the policy will be in effect for the first crop year specified above, unless the time for submitting applications has passed the ancellation date. The policy will continue for each succeeding crop year until cancelled or terminated as provided in the policy.

te will not provide coverage if you knowingly concealed or misrepresented any material fact or circumstance relating to this insurance.

¹ his policy will be void in the event you are restricted from receiving benefits under the Federal Crop Insurance Act or that action is pending which may restrict your eligibility to receive

or the purposes relating to this insurance I hereby authorize representative(s) of the Company access to and examination of insured crops and records pertaining to the above rescribed farm in the appropriate A.S.C.S. or other governmental agency office(s)/

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I declare the facts stated herein to be true.

Applicant's Signature

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Licensed Agent's Signature

Company the total premium. For all overdue amounts, a 18.0° per annum late payment charge will be On or before 10/01/91 the Undersigned, for value received, hereby promises to pay to the order of the from any loss payment amounts unpaid, (Promissory Note or Account) payable to the Company mposed. Reasonable costs of collection and Attorney's fees may be added. Lagree the Company may deduc

Do you have another Multiple Peril Crop Insurance Policy or Federal Crop Ins. Corporation Policy on your share of the insured crops?

Have you ever had a crop insurance policy cancelled or otherwise terminaled for any reason other than unpaid premium?

Are you now indebted to the FCIC or to any other insurance company for unpaid crop insurance premium? Unpaid premiums affect your eligibility to receive benefits.

UNDERWRITING DATA

YES z



he order	omises to pay to it	eceived, hereby pro	Corporation Policy on your share of the insured crops? On or before 10701791 the Undersigned, for value received, hereby promises to pay to the order of the Company, the total premium. For all overdue amounts, a 1000 per annum late payment charge will be company, the total premium.	ur share of the ##1 the Under	tion Policy on you before 10/01 any the total pre	Corporal On or	14-90	e.	ed herein to be true	con the purposes retaining to his insurance i hereby authorize representative(s) of the company access to and examination of insured crops and records pertaining to the appropriate A.S.C.S. or other governmental agency office(s). Dated	19	ency office	eramental ag	or other gove	ate A.S.C.S.	irm in the appropri	escribed la
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I declare the lacts stated herein to be true.

On or before 10701791 the Undersigned, for value received, hereby promises to pay to the order of the Company the total premium. For all overdue amounts, a 18.0° per annum late payment charge will be

from any loss payment amounts unpaid, (Promissory Note or Account) payable to the Company

imposed. Reasonable costs of collection and Attorney's fees may be added. Lagree the Company may deduct

Applicant's Signature

Licensed Agent's Signature

33

∞t benefits. ■ the purposes relating to this insurance t hereby authorize representative(s) of the Company access to and examination of insured crops and records perfaining to the above	e will not provide coverage il you knowingly concealed or misrepresented any material fact or circumstance relating to this insurance. "Inspolicy will be void in the event you are restricted from receiving benefits under the Federal Crop Insurance Act or that action is pending which may restrict your eligibility to receive	CEPTANCE. When this application is accepted by us the policy will be in effect for the first crop year specified above, unless the time for submitting applications has paracellation date. The policy will continue for each succeeding crop year until cancelled or terminated as provided in the policy.	erity that the information I have furnished as reflected on this form is complete and accurate for the commodifyfies), unit(s) and year(s) shown. I understand that information accurately reported may result in a recomputation of the approved APH yield. I also understand that failure to report completely and accurately may result in voidance of my crop surance contract and may result in criminal or civil false claims actions.	No CHICAND	50 1.11 738 34.0 1.600 R1CH AND 19	49 1.04 738 34.0 1.600 RICHLAND 33	50 1.01 738 34.0 1.000 RICHLAND 30	TS SF 1.01 738 34.0 1.000 RICHLAND 25	TS CC 1.01 738 34.(1.000 RICHLAND 30	m	P FARM ASCS ASCS DINT OTHER PERSONS COUNTY		COUNTY CODE PREVIOUS POLICY	STATE CODE 1990 PREVIOUS CARRIER		LOSS PAYABLE TO ME AND MULTIPLE PERIL CROP INSURANCE	01-0714100	PHONE TAX I.D. PHONE CODE	1 59221	TVEIT & SONS LARRY TVEIT P. MICHAEL MORASKO P. M. 1475 P.O. ROY 817	PRODUCER, OWNER INFORMATION AGENCY INFORMATION		Serviced by RAIN & HAIL INSURANCE SERVICE, INC. Managing General Agent for Crop Insurance	STATE EADM CIDE	
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RT, 1, 1475 FAIRVIEW, MT 59221

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LOSS PAYABLE TO ME AND

81-0364602

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MULTIPLE PERIL CROP INSURANCE

The premium due for each crop year will be calculated on my share in the crop at the tevel and price elected and the rates published and in effect for the current crop year subject to applicable adjustmen.

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Managing General Ag

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I declare the facts stated herein to be true.



RT. 1, 1475

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TATE FARM FIRE AND CASUALTY COMPANY

DATE PRINTED

PAGE

FAIRVIEW MT 59221 **FUELT & SONS LARRY TUELT** PRODUCER/OWNER INFORMATION 81-0364602 Serviced by RAIN & HAIL INSURANCE SERVICE, INC Managing General Agent for Crop Insurance MULTIPLE PERIL CROP INSURANCE P.O. BOX 817 PHONE SIDNEY HT 59270 P. MICHAEL MORASKO 406/482-3115 AGENCY INFORMATION CODE 9206-80 26-000-1175 SAFLR OATS WEAT. CROP 1992 price and level 99 COVERAGE PRICE - LEVEL 15.70 3.00 1,32 ē .75 and succeeding years if no election is made 1992 COVERAGE ELECT 2.60 1.30 PRICE 09/04/91 3.001 50 .65 65

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C. Livestock feeding records.

E. ASCS loan recor

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is policy will be void in the event you are restricted from receiving benefits under the Federal Crop Insurance Act or that action is pending which may restrict your eligibility to receive

r the purposes relating to this insurance I hereby authorize representative(s) of the Company access to and examination of insured crops and records pertaining to the above scribed farm in the appropriate A.S.C.S. or other governmental agency office(s).

On or before 10/01/79. The Undersigned, for value received, hereby promises to pay to the order of the Company the total premium. For all overdue amounts, at 0.00 % per annum tate payment charge will be imposed. Reasonable costs of collection and Altorney's fees may be added, flagree the Company may deduct

Do you have another Multiple Peril Crop Insurance Policy or Federal Crop Insurance Corporation Policy on your share of the insured crops?

STATE FARM FIRE AND CASUALTY COMPANY

Serviced by RAIN & HAIL INSURANCE SERVICE, INC. Managing General Agent for Crop Insurance MULTIPLE PERIL CROP INSURANCE

DATE EXHIBIT

1-15-93

POLICY NUMBER (**)

SDATE PRINTED

AGENT'S COPY PAGE

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The premium due for each crop year will be calculated on my share in the crop at the level and price elected and the rates published and in effect for the current crop year subject to applicable adjustments.

This insurance policy is reinsured by the Federal Crop Insurance Corporation under the provisions of the Feder Crop Insurance Act, as amended (the Act) (7 U.S.C. 1501 et seq.), and all terms of the policy and rights are responsibilities of the parties are specifically subject to the Act and the regulations under the Act published Chapter IV of 7 CFR.

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nature

the purposes relating to this insurance i hereby authorize representative(s) of the Company access to and examination of insured crops and records pertaining to the above cribed farm in the appropriate A.S.C.S. or other governmental agency office(s).

declare the facts stated herein to be true.

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Signa



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81-0364602 TAX I.D.

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SITHEY HT 59270 F.O. BOX 817 P. MICHAEL MORASKO

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LARRY TVEIT

STATE FARM FIRE AND CASUALTY COMPANY Serviced by RAIN & HAIL INSURANCE SERVICE, INC

MULTIPLE PERIL CROP INSURANCE

Managing General Agent for Crop Insurance

AGENCY INFORMATION CROP

1991 COVERAGE PRICE COVERAGE COVERAGE ELECTIONS PRICE COVERAGE ELECTIONS For 1992 and succeeding years

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level elections Refer to page one for Price and

the rates published and in effect for the current crop year subject to applicable adjustments. The premium due for each crop year will be calculated on my share in the crop at the tevel and price elected and a

This insurance policy is reinsured by the Federal Crop Insurance Corporation under the provisions of the Federal Crop Insurance Act, as amended (the Act) (7 U.S.C. 1501 et seq.), and all terms of the policy and rights and responsibilities of the parties are specifically subject to the Act and the regulations under the Act published in Chapter IV of 7 CFR. C. Livestock feeding records

A. Production sold or in commercial storage.

Appraisal.

F. Other E. ASCS loan recor

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PRODUCTION REPORT

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ertify that the information I have turnished as reflected on this form is complete and accurate for the commodity(ies), unit(s) and year(s) shown. I understand that information accurately reported may result in a recomputation of the approved APH yield. I also understand that failure to report completely and accurately may result in voidance of my crop

surance contract and may result in criminal or civil false claims actions. CEPTANCE. When this application is accepted by us the policy will be in effect for the first crop year specified above, unless the time for submitting applications has passed the

ncellation date. The policy will continue for each succeeding crop year until cancelled or terminated as provided in the policy.

9 will not provide coverage if you knowingly concealed or misrepresented any material fact or circumstance relating to this insurance

scribed farm in the appropriate A.S.C.S. or other governmental agency office(s). r the purposes relating to this insurance I hereby authorize representative(s) of the Company access to and examination of insured crops and records pertaining to the above

Do you have another Multiple Peril Crop Insurance Policy or Federal Crop Insurance Corporation Policy on your share of the Insured crops?

On or before $\frac{10/01/92}{10}$ the Undersigned, for value received, hereby promises to pay to the order of the Company the total premium. For all overdue amounts, at 10.0 % per annum late payment charge will be

from any loss payment amounts unpaid, (Fromissory Note or Account) payable to the Company.

imposed. Reasonable costs of coffection and Attorney's lees may be added. I agree the Company may deduct

Have you ever had a crop insurance policy cancelled or otherwise terminated for any reason other than unpaid premium?

Are you now indebted to the FCIC or to any other insurance company for unpaid crop insurance premium? Unpaid premiums affect your eligibility to receive benefits.

UNDERWRITING DATA

YES

NO

is policy will be void in the event you are restricted from receiving benefits under the Federal Crop Insurance Act or that action is pending which may restrict your eligibility to receive

Licensed Agent's Signature



STATE FARM FIRE AND CASUALTY COMPANY

HP-161229

Serviced by RAIN AND HAIL INSURANCE SERVICE, INC.

Managing General Agent for Crop Insurance

UNIT DESCRIPTION OTHER PERSONS SHARING IN CROP PROCESSOR #/NAME AND/OR TREES OR VINES NTEREST RACTICELU YINUO. ب در KICHLAND YEAR MONTANA ASCS Yield PHONE RR 1 POX 1475 LAKRY TVEIT 406/798-362 FAIRVIEW MT 59221-9705 TVEIT & SONS ೮ 3 ហ Ġ ဟ Û ಽ රා RICHLAND WHICAT PRODUCER/OWNER INFORMATION PRODUCTION 1.000 210:0 .10 738 Prior Year Yield COUNTY STATE MULTIPLE PERIL CROP INSURANCE APPLICATION AND PRODUCTION HISTORY 25N 58E 33 LAND DESCRIPTION ACRES 81-0364602 Approved APH YI minary Yld Yld Number MELD 21.0 21.0 21.0 21.0 73 21.0 21.0 $21 \cdot 0$ 0.0 8.0 <u>-</u> TYPE B3-91 89 90 . (3) (8) 8 92 9 37 98 83 8 PROCESSOR #/NAME AND/OR TREES OR VINES UNIT DESCRIPTION OTHER PERSONS SHARING IN CROP CNIT PRACTICE SF CROP 94 S INTEREST TYPE ASCS # COUNTY CODE CODE 25 YEAR ASC'S Yield 82 တ က (2 1 ೦೧ RICHLAND Ξ WHEAT ATELLI PRODUCTION 1.000 PHONE 406/482-3115 SIDNEY NT 59270-0817 P. NICHAEL MORASKO PO BOX 817 - 10 738 Prior Year Yield 80 29.0 25N 58E LAND DESCRIPTION LOSS PAYABLE TO WE THIS TO THE SECTION OF THE SECTI 200.1 200.1 ACRES AGENCY INFORMATION D Appraisal E ASCS Los Approved APH Yld PrelimMary Yld いい Yld Number RECORD CIELD 7200E 928-93 29.0 29.0 55·0 27.0 29.0 27.0 29.0 170 26.0 0.0 9 UNIT DESCRIPTION OTHER PERSONS SHARING IN CROP SNIT CROP DATE ដ 838 PROCESSOR #/NAME AND/OR TREES OR VINES INTEREST TYPE PRACTICE SF 88 87 23 ASCS # COUNTY RICHLAND 84 8 EXITS! YEAR ASC'S Yield 26-000-1175 Ċ 58-60 + 70 ⊅ S ⊃ C Ú, S MHEAT **PRODUCTION** 1.000 276,0+ 1.10 38 Prior Year Yield ပ (CHOP PREVIOUS CARRIER PREVIOUS POLICY LAND DESCRIPTION 25N 58E 33 Storage U Appraisa 3 <u>۔</u> ت 100.0 ACRES -135.1 Approved APH YI Preliminary Yld Yld Number YIELD 226.0 23.0 23.0 23.0 23.0 24.0 38.0 24.0 23.0 24.0 24.0 0.0 material fact or circumstance relating to this insurance This insurance policy is reinsured Act) (7 U.S.C. 1501 et seq.), and all terms of the policy and rights an under the provisions of the Federal Crop Insurance ponsibilities of the parties are specifically subject to the Act and the re

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Refer to page o level elections	PRICE	1973	1993 and succeeding years	J. 10 C. W. W.
Refer to page one for price and level elections	CE LEVEL	COVERAGE ELECTIONS	09/29/92	DATE PRINTED
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The premium due for each crop year will be calculated on my share it crop at the level and price elected and at the rates published and in effe the current crop year subject to applicable adjusting

by the Federal Crop Insurance Corpor

on your share of the insured crops? Do you have another Multiple Peril Crop Insurance Policy or Federal Crop Insurance Corporation Policy other than unpaid premium Have you ever had a crop insurance policy cancelled or otherwise terminated for any reason surance company for unpaid crop insurance pre-mium? Unpaid premiums affect your eligibility to re Are you now indebted to the FCIC or to any other in **UNDERWRITING DATA** YES

all as allowed by lew. The Undersigned agrees and acknowledges that the Car by law. The undersigned agrees to pay the maximum amount of Des Moines, lowe 50266, to the order of the Company the total premium, all the policy(s) shore not due, from any loss payable to you under the policy(s) shown above On or belore nay deduct any and all annumls owed under this policy or any wild premium after such due dates plus reasonable costs of collection and attorno hereby agraes to pay, at 1501 50th Street, Suite 200 . the Undersigned, in conother policy, who

We will not provide coverage if you knowingly concealed or misrepresente for submitting applications has passed the carcellation date timue for each succeeding crop the policy will be in effect for the first crop year specified above. APH yield: I also understand that failure to report completely and accurate information inaccurately reported may result in a recomputation of the approximation inaccurately reported may result in a recomputation of the approximation inaccurately reported may result in a recomputation of the approximation. and accurate for the commodity(ies), unit(s) and year(s)/shown. I understan I certify that the information I have furnished as reflected on this form is con result in voidance of my crop insurance contract and may result in criminal ACCEPTANCE. When this application is accepted

This policy will be void in the event you are restricted from receiving benef der the Ferferal Crop Insurance Act or that action is pending your eligibility to receive such benefits

For the purposes relating to this insurance I hereby authorize representative I declare the facts stated herein to be true and I personally guarantee

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payment of the total premium

APPLICANT/GUARANTOR'S SIGNATURE

O'CLOCK <u>\$</u>

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UNIT DESCRIPTION OTHER PERSONS SHARING IN CROP NTEREST PRACTICECO COUNTY RICHLAND PROCESSOR #/NAME AND/OR TREES OR VINES MONTANA RICHEND ASC'S Yield **FAIRVIEW NI 59221-9705** RR 1 BOX 1475 406/798-3621 PHONE LARRY TVEIT IVEIT & SONS A Production Sold Commercial Storage B On Farm Storage Recorded Bin Measurement MHEAT PRODUCER/OWNER INFORMATION PRODUCTION 1.000 • OS /38 Prior Year Yield COUNTY MULTIPLE PERIL CROP INSURANCE APPLICATION AND PRODUCTION HISTORY 250 581 LAND DESCRIPTION ACRES 151.0 P D Appraisal 0.0 81-0364602 STATE FARM FIRE AND CASUALTY COMPAN FAX I.D. Approved APH Yle Preliminary Yld YId Number/RECORD A Production Sold Commercial Storage D Appraisal
TYPE BOTH TARKS TOTAL
(CIRCLE Measurement)
(1 (CIRCLE Curestock Feeding Records F Other 739 YIELD 99.0 20.0 20.0 20.0 20.0 15.0 21.0 20.0 21.0 70.0 Serviced by RAIN AND HAIL INSURANCE SERVICE, INC. N 1 0 ---بد: <u>د:</u> Managing General Agent for Crop Insurance PRACTICE SF 1.71 15 91 **့** 99 38 87 86 85 CROP 92 SE SE PROCESSOR #/NAME AND/OR TREES OR VINES OTHER PERSONS SHARING IN CROP COUNTY KICHLAND 03.4 13 UNIT DESCRIPTION ASCS # S TYPE INTEREST CODE CODE YEAR ASC'S Yield 83 S 5 ្រា n ಉ WHEAT **PRODUCTION** 1.000 SIDNEY HT 59270-0817 PO BOX 817 P. MICHAEL MORASKO 406/482-3115 PHONE 1.08 738 Prior Year Yield 25N 58E 29 LAND DESCRIPTION LOSS PAYABLE, TO ME AND ACRES 151.0 135. AGENCY INFORMATION Approved APH Yld Preliminary Yld YId Number RECORD A Production Sold Commercial Storage
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CHARGINGTONE) C Lymestock Feeding Records YIELD CODE 29.0 29.0 27.0 9206-80 23.0 13 TO N0 . O 19.0 29.0 PRACTICE SF OTHER PERSONS SHARING IN CROP COUNTY RICHLAND -3 ~) C က •၁ :: ထ 3 ئ ئ C :: ئ 83 PROCESSOR #/NAME AND/OR TREES OR VINES TIN CROP UNIT DESCRIPTION TYPE ASCS # NTEREST YEAR ASC'S Yield 26-000-1175 Þ دن ರ WHEAT 여 PRODUCTION 1.000 T 08 63 0+ 85.Z Prior Year Yield CROP PRICE MP-161229 For 1993 and succeeding years PREVIOUS CARRIER PREVIOUS POLICY 25N 58E ACRES LAND DESCRIPTION 1992 COVERAGE <u>.</u> 127.0 Approved APILY Preliminary Yld Yld Number YIELD 38.0 63.0 26.0 26.0 74.0 24.0 9.0 24.0 22.0 26.0 26.0 LEVEL 26.0 NO . O to the above described farm in the appropriate ASCS or other governor This policy will be void in the event you are restricted from receiving benefit We will not provide coverage if you knowingly concealed or misrepresented for submitting applications has passed the cancellation date. false claims actions. information inaccurately reported may result in a recomputation of the appr I certify that the information I have furnished as reflected on this form is con-This insurance policy is reinsured by the Federal Crop Insurance Corpo The premium due for each crop year will be calculated on my share i level elections Refer to page one for price and DATE I declare the facts stated herein to be true and I personally guarantee the Company access to end examination of insured crops and records pedader the Federal Crop Insurance Act or that action is pending which may re linue for each succeeding crop year until cancelled or terminated as provid the policy will be in effect for the first crop year specified above, unless result in voidance of my crop insurance contract and may result in criminal o APH yield. Lalso understand that faiture to report completely and accurately and accurate for the commodity(ins), unit(s) and year(s)/shown. I understand On or before 10/01/93 , the Undersigned in consideration of the issua the policy(s) shown above, hereby agrees in pay, at 1501-50th Street Suite 200 Act) (7 U.S.C. 1501 gl. seq.), and all terms of the policy and rights ar by law. The undersigned agrees to pay the maximum arresult of interest on the Des Moines, lowa 50266. In the order of the Company the total premium, all as all on your share of the insured crops? Do you have another Multiple Peril Crop Insurance tions under the Act published in Chapter IV of 7 CFR under the provisions of the Federal Crop Insurance Act, as amended the current crop year subject to applicable adju crop at the level and price elected and at the rates published and in effe material fact or circumstance relating to this insurance all as allowed by law. The Undersigned agrees and acknowledges Have you ever had a crop insurance policy cancelled or otherwise terminated for any reason surance company for unpaid crop insurance pre-mium? Unpaid premiums affect your eligibility to re-Are you now indebted to the FCIC or to any other in payment of the total premium your eligibility to receive such benefits. xxt due, from any loss payable to you under the policy(s) shown allxive may decluct any and all amounts owed under this policy or any other policy. baid premium efter such due dates plus reasonable costs of collection and Policy or Federal Crop Insurance Corporation Policy other than unpaid premium sponsibilities of the parties are specifically subject to the Act and the **UNDERWRITING DATA** PRICE 1993 ACCEPTANCE When this application is accepted to APPLICANT/GUARANTOR'S SIGNATURE CCTOC) COVERAGE ELECTIONS DATE PRINTED , the Undersigned, in consideration of the issuar 09/29/92 LEVEL ED'S YES PAG 묶

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STATE FARM FIRE AND CASUALTY COMPANY

POLICY NUMBER

DATE PRINTED 09/29/92

PAGE 4 OF

1993

Serviced by RAIN AND HAIL INSURANCE SERVICE, INC.

Managing General Agent for Crop Insurance
MULTIPLE PERIL CROP INSURANCE APPLICATION AND PRODUCTION HISTORY CROP PRICE HP-161229 For 1993 and succeeding years 1992 COVERAGE

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STATE FARM FIRE AND CASUALTY COMP. Serviced by RAIN AND HAIL INSURANCE SERVICE, INC.

NP-161229 For 1993 and succeeding years

09/29/92

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Managing General Agent for Crop Insurance

MULTIPLE PERIL CROP INSURANCE APPLICATION AND PRODUCTION HISTORY

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APH yield. Latso understand that failure to report completely and accurately and accurate for the commodity(ics), unit(s) and year(s)/shown. I understan I cortify that the information I have furnished as reflected on this form is corresult in voidance of my crop insurance contract and may result in criminal

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der the Federal Crop Insurance Act or that action is pending which may This policy will be void in the event you are restricted from receiving benef

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Have you ever had a crop insurance policy cancelled or otherwise terminated for any reason other than unpaid premium		
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of any and all amounts owed under this policy or any other policy, wheth ved by law. The Undersigned agrees and acknowledges that the Come undersigned agrees to pay the maximum anicimt of interest on the total s) stout allows, helichy agrees to pay, at 1501 50th Street. Strite 200 lowa 50266, to the order of the Company the lotal premium, all as allo

Yld Number YIELD : ; : ; : ; for submitting applications has passed the cancellation date. We will not provide coverage if you knowingly concealed or misrepresented the policy. tinue for each succeeding crop year until cancelled or leiminated as provid the policy will be in effect for the first crop year specified above, unless the laise claims actions result in voidance of my crop insurance contract and may result in criminal APH yield I also understand that failure to report completely and accurately information inaccurately reported may result in a recomputation of the and accurate for the commontity(ies), unit(s) and year(s)/shown if understand I certify that the information I have turnshed as reflected on this form is com-ACCEPTANCE. When this application is accepted to

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23. material fact or circumstance relating to this insurance

13 14 10 your eligibility to receive such benefits. der the Federal Crop Insurance Act or that action is pending which may re This policy will be void in the event you are restricted from receiving benefit

12.2 73 <u>ب</u> نئ + For the purposes relating to this insurance I hereby authorize representative

DATE D'OLDOK	I doctare the lacts stated herein to be time and I personally guarantee payment of the total preparation.
APPLICANT/GUARANTORS SIGNATURE	therein being true and I
& SIGNATURE	personally guarantee

THVACY ACT OF 1974



I accept the Agreed Amount Payable, subject to policy provisions, for damage to my insured crops. I declare that the facts stated are true, and I understand that this PROOF OF LOSS and supporting papers are subject to audit and approval by the Company. INSURED INFORMATION 516-74-2627 TAX I.D. RANGE E/W 54E 53E SÆ 53E 53E WHEAT HEAT WHEAT WHEAT MHEAT 1158 1128 1158 1158 ASCS 1158 1158 8511 SP > 37 3 CIGNA PROPERTY AND CASUALTY_INSURANCE COMPANY ARS 똮 4 똮 28 3 3 MULTIPLE PERIL CROP INSURANCE PROOF OF LOSS RAIN AND HAIL INSURANCE SERVICE, INC. CAUSE OF LOSS PRACTICE DATE COOK SECONO DATE \equiv 3 Œ €. PHONE P.O. HOX 28 406/365-2322 OLENDIVE, KT TOWN & COUNTRY INSURANCE INC. PRODUCTION X Z SUGAR 5 STAGE .75 # 7.75 Kin , 75 1.75 ¥.3 75 ¥ AGENCY INFORMATION ACRES CODE 3 100,10 1458-05 135,2 ₹ 1.90 93,60 12.800 18,86 ¥18.80 STAGE GUAR PER A 15,00 15,00 18,800 1,760,00 AQJUSTED OR STAGE UNIT GUARANTEE 1,882,00 974,00 2,561,00 25/07 2,465,00 1:566,00 714.00 ,274.00 **DETERMINATION OF AMOUNT PAYABLE** REPLANT STATE RICHLANII LOSS PAYABLE TO INSURED AND: COUNTY HUNTANA MF-066668 68/90/60 POLICY NUMBER DATE PRINTED DEFICIENCY PRICE 3,0000 3,0000 3,0000 TOTAL AMOUNT PAYABLE -- SUM OF COLUMN 2 89-1076 **CLAIM NUMBER** NDEMNITY ٤ PAGE INTEREST 300 300 3 3 CHOPTEAR CODE CODE 000 AMOUN PAYABL (W × X) 10 ز

I understand that this crop insurance is subsidized and reinsured by the Federal Crop Insurance Corporation, an agency of the United States and that I may be prosecuted under applicable provisions of the Criminal Code of the United States for knowingly or willfully making false statements or filing false reports, and if convicted may be fined up to \$5,000,00 or imprisoned up to two (2) years, or both, pursuant to 18 U.S.C. 1014, or other applicable provisions of the Criminal Code of the United States.

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ollowing other crops / units insured under my policy:

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TO ROUTE "OTHY J. KLASNA 6/774-3416 : ERI, HI 59243 INSURED INFORMATION 516-74-2627 TAX I.D. CIGNA PROFERTY AND CASUALTY, INSURANCE COMPANY MULTIPLE PERIL CROP INSURANCE PROOF OF LOSS SERVICE, INC. PHONE GLENDIVE, NT 59330 406/365-2322 P.O. BOX 28 TOWN & COUNTRY INSURANCE INC. AGENCY INFORMATION CODE 1458-05 DATE 1-15-93 EXHIBIT #3 X) SB leat 73 RICHLANII LOSS PAYABLE TO INSURED AND: COUNTY 09/06/89 MP-066668 POLICY NUMBER 89-1076 PAGE CLAIM NUMBER CROP YEAR CODE 25 1989 CODE

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RECALL PETITION FOR THE ABOLITION OF THE SLOPE COUNTY WEATHER MODIFICATION AUTHORITY

We, the undersigned qualified electors of Slope County, North Dakota, by this petition request and demand that the Slope County Board of County Commissioners adopt a resolution recalling all commissioners of the Slope County Weather Modification Authority and abolish their appointed office and abolish such weather modification authority in accordance with Section 61-04.1-28 of the North Dakota Century Code.

The purpose of this petition is to abolish the Slope County Weather Modification Authority which will also abolish and eliminate the power of such weather modification authority to certify any mill levy tax for weather modification activities in conjunction with the State of North Dakota.

COMMITTEE FOR PETITIONS

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6/3	Emmert Harmon	BOX86 Marmorth Slope N.D.
106/3	Doug Duffield	Box 45 Marmarth ND
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115/28/92	Denise Sherherd	Box 94	Marmaith	NDSlo	se 5860
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15 5/28/92	Dresa Brewer	Box 515	Marma	Al MO	Dop
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Scott Bradac Marmarth	

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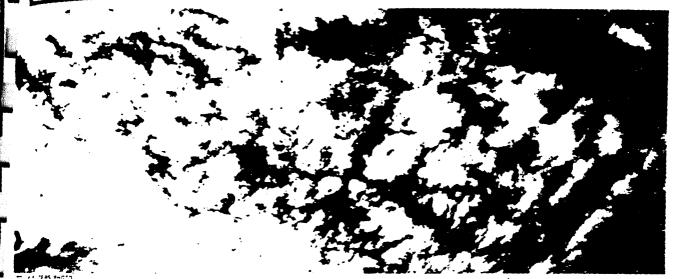
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It is a popular belief that cloud seeding is synonymous with rain-making. Unfortunately, this belief has been the result of the myriad of articles and stories published in the news media throughout the country. The basis of these stories have been public relations efforts by the practitioners of cloud seeding to create a gracious and benevolent image for themselves. This can be expected because they are in a business that grosses hundreds of millions of dollars each year.

The real truth of cloud seeding is found in the scientific literature. A case illustration is Operation Whitetop which was a five year scientific project combining the efforts and resources of a federal government agency, and a large midwestern university to test the hypothesis "that cloud seeding would significantly increase precipitation." After five years of research the hypothesis was rejected and the conclusion was that cloud seeding actually diminished precipitation by as much as 30% in the immediate target area, and that there were lesser amounts of precipitation than would have normally fallen for at least 125 miles downwind.

least 125 miles downwind.

A basic law of the atmosphere is precipitation must equal evaporation and transpiration. No one can make rain! The amount of precipitation can be altered by shifting and guiding storm systems from one area to another, or vice versa. Question the credibility of anyone who claims that he can produce rain by cloud seeding. Any fundamental text in meterology or physical geography will definitely state that precipitation cannot exceed evaporation plus transpiration.

WEATHER MODIFICATION

What is cloud seeding or weather modification? The discussion here will be limited to the chemical process

which uses silver iodide as the nucleating agent. Of the many chemical agents used in cloud seeding, silver iodide is used by more than 95% of all commercial practitioners because of the simplicity in its technical applicability and because of its efficiency in altering local weather conditions. Anyone who has access to a twin-motored plane can set himself up in the cloud seeding business with an investment of as little as \$3,000. Small metal racks to hold the pyrotechnic flares impregnated with silver iodide-and the flares-are the essential equipment to set up a practitioner in business. It is known that some cloud seeders do not even bother to install the visible incrimination evidence that are thrown from the plane's window

To describe what silver iodide does in cloud seeding will, first, necessitate a brief description of the natural precipitation process. It can be generally stated that precipitation depends on falling temperatures, a sufficient moisture content of the air, and the presence of microscopic nuclei. These nuclei may be dust or ice particles, and their presence is essential in the rain-making process. A typical summer thunderstorm generates its own nuclei in the form of ice crystals near the top of the cumulo-nimbus cloud. The moisture in the cloud has an affinity for these ice crystals and therefore condenses on them. The process of condensation continues until each drop of rain sufficiently increases in size and then falls to the earth's surface by gravity.

Cloud seeding involves the introduction of additional artificial nuclei, silver iodide crystals, into the thunderstorm system. Silver iodide crystals and ice crystals have similar characteristics. As a result the moisture in the cloud will also condense on a silver iodide crystal

THE RAIN: MAKING MYTH

as it does on an ice crystal. Silver iodide usually is introduced into the air by aircraft which flies sufficiently close to a thunderstorm, but not into it. Silver iodide from the burning flares is pulled into the storm system by the convectional air currents. Introduction of the silver iodide nuclei together with natural nuclei already present in the thunderstorm has the effect of stopping the cycle of the rain-making process. When too many nuclei are present, natural or artificial, the limited amount of moisture in the cloud is not sufficient in quantity to condense on all the nuclei to form sufficiently large rain drops that will fall to the earth. The rain-making process is stopped. Condensing moisture is re-evaporated and carried downwind where it will be taken into another storm system and fall in quantities sometimes sufficient to produce disasterous floods.

The incidence of many floods in the United States is obviously connected with cloud seeding in adjacent areas. It may be difficult to prove, but the fact remains that cloud seeding is often involved. Promoters and practitioners of cloud seeding always say "prove it!" On the other hand, they have yet to prove that cloud seeding does not cause floods. In the Senate Hearings of the 89th Congress, Bills S. 23 and S. 2916, a prominent practitioner of cloud seeding boasted that he carried very little liability insurance for possible damages because it would be very difficult for a plaintiff to prove in a court of law that cloud seeding had caused damage. This demonstrates why cloud seeders can act with such arrogance.

Throughout the years since 1957, there have been continous summer droughts in the Potomac Basin, but, there have been torrential downpours and flooding only 75 or 100 miles downwind in eastern Pennsylvania, Maryland and New Jersey. Another example of a flood is the Rapid City disaster of 1972. It is a documented fact that a cloud seeding run had been made less than one hour before the torrential downpour in the Black Hills.

More and more law suits are being brought before the courts seeking flood damages in areas downwind from cloud seeding activities. As recently as January 1975, Farm Journal listed court action seeking flood damages in Michigan and Oklahoma, all the result of cloud seeding in adjacent areas. In both states the suits were brought against Irving P. Krick of Palm Springs, California, who is a practitioner of cloud seeding and whose lucrative operations extend beyond the boundaries of the United States.

AN ECOLOGICAL MASSACRE

Cloud seeding is a science—a science of doom, devastation and desecration. The specter of cloud seeding indicates destructive floods, unprecedented droughts and the key to many pollution problems in the United States. This ecological problem has evolved because pseudo-scientists are dumping lethal doses of poisonous materials into the atmosphere to change it for their own purposes.

Seldom in history has a scientific blunder been conducted with such total

fraud and decent, according to the Tri-State Natural Weather Association. The generalized procedure of the cloud seeder is to make exaggerated claims of rain making when drought is the desire. Federal bureaucrats conduct experiments creating severe drought, but tell legislators they increased rainfall and need more money. Probably the greatest boondoggle ever was the specially created five year drought in the northeast, the result of irresponsible cloud seeding. Cloud seeding is being carried out extensively and intensively over the entire nation. The build-up of pollutants used during the past decade are frightening. Whenever clouds are seeded, layered air inversions occur. These hold man's air pollution next to the earth's surface and create a "sewer in the sky" effect. Man is not emotionally stable under this biological situation created by heavy cloud seeding. He will riot, murder, rape, steal, commit suicide, and in general fail to live compatibly. Natural weather is the only way mankind can live happily and in biological compatibility with his environment.

NATURAL WEATHER IMPORTANT

First it should be explained in more detail why our weather is so important in its natural state. To begin with, it brings us the rains so essential for food production and industrial growth. It is only by the natural weather patterns that fresh air is available to sustain life. Man's pollutants are washed out of the atmosphere by rainfall. Thunderstorms with their updrafts and concurring downdrafts, mix the air and dilute the poisonous wastes. Lightning, a product of thunderstorms, is the world's greatest producer of nitrogen. Without it there would be no life on this earth. Even the most destructive storms have a purpose. It is the release of excess energy, and if not occurring regularly would be utterly catastrophic. Tampering with these storm systems by cloud. seeding can do nothing more than upset the delicate balance of nature. Storm systems are, in reality, nature's giant washing machines.

RAIN-MAKING IS A MYTH

There is not one shred of evidence that cloud seeding ever produced one drop of additional rain. We are also told by scientists that there are rivers of water in the sky. Yet they admit that the air around the globe cannot hold more than one inch of moisture at any given time.

A summary of five cloud seeding experiments evaluated by Neyman and Scott of the University of Berkeley, with results presented at the Fifth Berkeley Symposium, had this to say:

The evidence that cloud seeding decreases rain comes from five American experiments. These five randomized experiments were conducted with unchallenged reliability over a number of consecutive years with considerable care and foresight—the results are a decrease in precipitation due to seeding and the estimated decreases amount to 53%.

Project White Top centered in Missouri presented nothing but bad news. Increases of rainfall were hoped for, but final results were most conclusive—with decreases of 21 to 23%. There are of course exceptions in any type of scientific endeavor. When cloud seeding takes place during extremely wet periods, floods are bound to occur. Probably the reason for this is the shortage of natural nuclei in the air necessary for water droplet formation. Whatever the circumstance, rain-making just sounds good.

Twenty years ago cloud seeding started making great and exaggerated claims of increased precipitation. It was soon found that the exact opposits



"...the air around the globe cannot hold more than one inch of moisture at any given time." This moisture falls somewhere. Attempts to regulate its fall prevent rain a often as they deliver it. Rainmaking is a dangerous plaything for the pseudo-scientific.

occurred. It didn't take long for those with greedy intent to take advantage of this interesting discovery.

One can only guess as to the amount of mooey spent annually for cloud seeding. Some estimates place it at nearly \$3 billion, which includes both governmental and private projects. This insidious tampering apparently has served its purpose. This country is now at its dryest in \$,000 years.

DROUGHT NOT MENTIONED

Almost to a man, the weather community has adopted the policy of emphasizing the positive approach, that of "making it rain," as it will be welcomed by the general public.

"Making rain" sounds good to congressional appropriation committees. Can one imagine a United States Senator voting for funds to make droughts? How would farmers, gardeners and townspeople whose reservoirs get low vote in the next election?

However, both scientists and federal scientific literature now speak casually and openly of lightning suppression, fog dispersal, hail suppression, snow suppression—all accomplished by drying up the clouds by over-seeding with dry ice or silver iodide.

Dr. Schaefer, a father of weather modification, told This Week Magazine in 1968. We know that a certain amount of silver iodide introduced into a cloud can cause precipitation, but we also know that a very large amount suppresses rain by creating so many particles that they are often too small to fall, or if precipitation does develop, it is not normal rain but those tiny particles that look more like fog or mist."

DRY WEATHER?

The reasons for seeding are as varied as man's desires, but the liking for dry, clear weather seems more prevalent than the desire for rain. Clear weather is wanted for recreation, for airports, to prevent hail damage to fruit during the maturing months of June, July and August, to maintain a dry earth bed for pouring concrete for footings, roads and parking lots. Dry weather is devoutly to be wished for constructing high-powered electric plants and for pouring concrete for large apartment and office buildings.

The Insurance Federation claims that weather modification will save them \$186,000,000 annually if the storms that bring the necessary rains are destroyed. The construction industry will save \$500,000,000 annually if it is not delayed by the weather. Utility companies don't want damage to their power lines, and they don't like to pay overtime.

POLLUTION CLOUD SEEDING

Cloud seeding is responsible for 90% of all the air pollution problems in the United States. A statement of Dr. E. J. Workman helps point up this fact.

Generalized seeding of immature cumulus clouds will result in a stabilization of the atmosphere that will prevent the development of mature clouds to produce rain. This sets the stage. Under this condition air pollution becomes a problem. There is no turbulence in the atmosphere to dilust turbulence in the atmosphere to dilust man's poisonous pollutants, no rain to wash the filth out of the air. Thermal inversions occur and do not cease and weather patterns regather their momentum.

Silver iodide used for nearly all cloud seeding under these conditions is dangerous to man. For instance, what knowledge have the scientists on how cloud-seeding materials relate to other substances, and is that taken into consideration before dumping it on the clouds and ultimately on the people?

Silver iodide breaks down quickly, but the iodine atom appears to recombine with other substances such as resins from pine trees, which yield a terpene vapor which in turn produces an unintentional seeding material capable of continuing the drought in the area.

A tiny trace of iodine is needed to combine with the lead pouring from auto exhaust pipes to make another deadly poison. These materials fallost onto grass eaten by cows, then travel into all dairy products, then to man lodine concentrates in the thyroid gland. It can produce cancercus nodules years later.

The death rate in 1966—the year of heaviest seeding in southern Pennyivania counties—from lung diseases reached the highest number since vital statistics were kept, according to the Pennsylvania Department of Health Cases of emphysema and lung cancer rose alarmingly in the last decade.

Silver from silver iodide as it flors into the ecosystems will concentrate is various organisms and thence to man causing a buildup in the human system to a toxic level. Silver iodide is a vicious corrosive and carcinogenic substance Inhalation or ingestion of this material will lead to respiratory or gastric ailments and cancer.

An accepted principle in the use of dangerous materials is that anything that can go wrong will eventually for wrong if the materials are used were enough.

In operation, silver iodide is usually mixed with acetone and pyrogallic and These poisons are described in the U.S. Dispensatory, Merck Manual. Silve causes argyria, skin lesions; pyroga attacks liver and kidneys, acetook pulmonary congestion and death by ketoses. Idium salts are also used tracers. They have a toxicity of five of six and symptoms include anores paresis, spasmodic respiration asphysical ial convulsions, widespread inflame tion and fatal hemorrhages in lung liver, kidney and heart. The organ me severely affected is the liver, and dead may occur from hepatic necrosia.

Cloud seeders say: "We increased minfall by 14%." This sounds good remain figures are analyzed. Cloud seding takes place before the clouds begin to rain. In the process of dissipating, a few drops of rain fall. Since this precipitation drops after since units president urops after geding, the cloud seeder tries to pawn his crime off as one of rain making. Had no seeding taken place, all of the grailable potential rain would have manage position and would have 14% fell. It can conclusively be stated that cloud seeding decreases rainfall by

SEEDING TECHNIQUES

Under-seeding may make cloud rain or snow, but at the expense of farms and towns downwind.

Over-seeding does several things. depending partly on the materials and the technique used, and the size of the

Over-seeding with silver iodide may cause the cloud to rain or snow slightly, then to break up and drift into mist within 10 to 30 minutes. Depending on the size of the cloud and the silver indide dosage, it will not rain for 10 miles or 50 to 150 miles, but meanwhile the unexpected energy builds up and eventually the rain comes down as a doudburst on a distant city.

Dry ice and silver iodide will make the clouds freeze up, that is, "glaciate" and hang motionless in the sky for a number of hours. Sometimes the clouds will build up enormously. but it will not

THUNDERSTORMS

Nearly 4,000 thunderstorms have been lashing the earth 24 hours a day, year in and year out, through all of time mice the world began.

Without these storms, there would be no life on earth. There would be no mixture of the air between layers. Pollution from dust, smoke and other foreign matter would increase to the point of causing death.

Lightning is the world's greatest producer of nitrogen compounds, the rital soil ingredient without which most plant life could not exist.

This is the only source of nitrogen for the forests which cannot grow without it. Notice that trees and plants m seeded areas look droopy, tired, and m many places entire kill is noted.

Scarles oak is one variety that died. This nitrogen breaks down easily in pils and water and causes no problems.

Weather modification people have plunged into spraying and shooting the douds to control lightning without once Hudving the contributions that lightwing makes to the earth. Nowhere in all the pseudo-scientific literature is there 4 mention of the value of lightning trokes to man.

HURRICANES

Project Storm Fury, conducted by E.S.S.A. and the U.S. Navy, has kept burricanes from coming up the eastern eaboard for nearly ten years. These massive storms are necessary for man's survival. They bring 30% of the moisture to this area—moisture that is to desperately necessary to grow food. Even more important, it is necessary for this type of system to disperse the high imperatures found near the equator. Hurricanes travel towards the north Pole, and this eventually tends to equalize high temperature variation. If harricanes are not allowed to go their hall life cycle, nature will find some wher way to maintain heat balance. this new method undoubtedly will more disastrous than the hurricane. large systems also help tremendously eliminating air pollution problems that are so serious on the east coast.

Hurricane Camille, the most

transverse the east coast was without question due to the blunderings of inept science. Inquiries indicate Camille was seeded over water, and factual visible evidence of seeding was indeed observed as she passed over land. What happened in this situation is a cloud eding experiment getting out of hand. It represents a situation where reversible or cascading effects on atomospheric processes take place. The people who died from this hurricane were killed by scientific blunderers. Hurricanes must be allowed to run their natural course since they are the good fair, for the northeast, and are one of the great water wheels in nature's water cycle.

MYSTERIOUS PROGRAM

A massive program of cloud seeding apparently entirely outside of the official federal programs on weather modification-funded from unknown federal sources, has been going on spasmodically since 1954, and steadily since 1962. This program has resulted in severe-to-extreme drought in virtually every area where conducted.

The Appalachian Mountains should guarantee the Atlantic costal plains a healthy quota of rain each summer. No drought showed in the weather statistics with the single exception of 1930, which emphasizes statiscally that present droughts are man-made.

Senatorial and departmental sources state that the U.S. Army was cloud seeding behind military secrecy in Pennsylvania counties in 1962-1966 and in Tennessee in 1964-1966.

Since the seeding in Pennsylvania took place during the months of growth of June. July and August, the principal effect was aimed at the farmer to drive him off the land. The areas of severe drought coincide exactly with the areas the federal government plans to devote to population and light industry. With a few, limited exceptions, the farmer is to be eliminated. The same plan applies on the Pacific coast.

Federal agencies with giant landacquisition programs want farmers and rural people put into a depressed economic state so that they are willing to accept any price for their lands for parks and reservoirs. For verification, send for the Jury Trial Hearings, 1968, before the U.S. House of Representatives Public Works Committee. Washington, C.C. and read what happened in Tennessee.

POTOMAC RIVER BASIN

The Potomac River Basin or Mid-Potomac includes the states of Maryland. Virginia, West Virginia and South Central Pennsylvania. This area also encompasses a large fruit growing belt. A number of fruit producers of this section engineered their orchards for irrigation. Then with prodding from Insurance Company of North America, they organized a Weather Modification Corporation, and hired a cloud seeding firm to destroy the rain storms. The desire of the fruit growers was to eliminate competition from the other growers who could not irrigate. The insurance company's interest was pocket padding by not having to pay storm damages that might occur.

A state of war finally developed in the four-state area between the fruit growers and the rest of the population. Finally the fruit growers formally deactivated, but merely took their seeding activities into underground organization. They continued to carry out cloud seeding more intensely than ever, trying to eliminate all agriculture in the area, and to retaliate against those who thought law and order was

part of our democratic society.

The federal government, thinking the fruit growers would abide by their commitments, began their own program of weather tampering in the

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of for fresh fruits and vegetables. FOA set these tolerances on the basis of FDA at using the old make-it-tomake-it-tothe greasy spoon manager had didn't poison you.") As you a pt 85 929 set up tolerances of pours of pesticides on crops—as could be policed or this mitored.

is the Senate Use of Pesticides it was stated that research based empirical knowledge was inadeand it was this report that mare. and it was report that world for scientific principles that world surpass the empiricism that had ben found wanting. That search has to start.

Studies have followed studies, but seem to be pursued more to aploy "experts" than to find answers. Sentists in the employ of Dow and aber makers of phenoxy herbicides ad it convenient to be skeptical about what we say, or they pretend not to aderstand. It is the judgment of Acres U.S.A. that we need a new ethic, not are scientific breakthroughs, Preservason of capital investments by chemical companies can no longer dictate the and of science used by government to st public policy. Yet this is what we've gard today.

I would add a word for those who agree with some of what we've said here, but who beg the question with "Yes, but..." Yes, but we'll starve if we to not use these tools. Earl Butz-in a me exercise of economic illiteracy-in fact said 50 million will starve if we proscribe [ban] toxic genetic chemicals and attendent technologies in any form.

I will answer by stating the principles of eco-agriculture-which are also contained in the scientific literature.

- 1. Simplistic N.P and K fertilization means malnutrition for plants, animals and men because either a shortage or marked imbalance of plant nutrients event balanced plant health, ergo human health.
- 2. Plants with balanced hormone and enzyme systems provide their own protection against insect and fungal
- 3. Insects and nature's predators are a disposal crew. They are summoned when they are needed, and they are repelled when they are not needed.
- 4. Toxic rescue chemistry hopes to talvage crop production that is not fit to live so that men might eat it.
- 5. Weeds are an index of the character of the soil. It is therefore a mistake to rely on herbicides to eradicate them because this is dealing with effect, not cause.
- 6. Crop losses in dry weather, or during mild cold snaps are not so much the result of drought and cold as nutrient deficiency.
- 7. Man-made molecules of toxic fescue chemistry have no safe level and they have no tolerance level.
- 8. NPK formulas as legislated (and talorced by state Department of Agriculture) mean malnutrition, crop loss in dry weather, and general loss of mental acuity-plus degenerative metabolic diseases among the population—all then people use this fertilized and protected food crops.
- 9. Therefore—the answer to pest crop destroyers is sound fertilization in terms of exchange capacity of pH modification, and scientific farming Inciples that USDA, Extension and Land Grant colleges have refused to leach ever since the great discovery was made that fossil fuel companies have Frent money There were farets of agriculture

cannot be dealt with in isolated compartments. We need a lot less experts and just a few imperts (generalists) who know that everything is related to everything else, that everything has to go somewhere. I hope you think long and hard about your day's business. It is not enough for the industry or government to face Mrs. Piatt and her daughters and those dead horses*-not to mention cancer victims, the deformed, the mentally retarded, and say,

*See transcription of Mrs. Piatt remarks which were presented at the same meeting.

THE RAIN. **MAKING** MYTH

four-state area. The Corps of Engineers wanted to lace the Potomac with giant dams. How else could the citizens of the area be convinced that they needed dams, and wouldn't it be much easier to enforce giant land acquisition projects when the population is economically depressed? Cloud seeding has continued ever since on a year-around basis. Results have been devastating. Target areas have been experiencing ten-inch rainfall deficits annually. Certain areas of the five states have become virtual deserts. Air pollution has increased to extremely high levels. As expected, cancer has grown by leaps and bounds. Emphysema and chronic respiratory diseases have become a galloping epidemic. Cloud seeding chemicals have burnt the foliage on the trees and eventually killing them. It has poisoned domestic animals as they eat the cultivated crops. Air inversions prevent an influx of fresh air, creating an atmosphere biologically incompatible with all living matter.

ACCOMPLISHMENTS OF CLOUD SEEDING

- 1. Cloud seeding has been responsible for the great five-year drought in the northeast United States.
- 2. Isolated sections in the northeast have experienced 18 years of drought due to cloud seeding.
- 3. Weather disturbances in the south Atlantic have been eliminated and has reduced the east coast's rainfall by 30%-rain that is needed if agriculture is to be successful.
- 4. The average dairy farmer on the east coast, living in an area of cloud seeding, has averaged a net financial loss because of seeding.
- 5. Crop production losses in Franklin County, Pennsylvania, alone, have amounted to \$50,000.000.
- 6. When effects of seeding wears off, cloudbursts occur, causing floods. destroying crops, building, and drowning people as well as livestock.
- 7. Seeding has been responsible for the serious air pollution problems.
- A Mental retardation and insanity are traceable to cloud seeding chemi-
- 9. Poisoning of all living matter is directly related to cloud seeding.
- 10. Emphysema is three times higher in areas of heavy cloud seeding.

see next page

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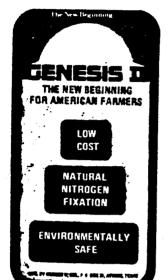
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THE RAIN-MAKING MYTH

- 11. Cancer is virulently out of proportion.
- 12. Financial losses to agriculture and related industries run into the
- 13. Forest trees as well as cultivated orchards are dying from chemical reactions taking place in the air due to the addition of cloud seeding agents.
- 14. The atmosphere has been rendered completely biologically incompatible with all living matter, which includes animals, plants and humans.

WHO IS IN FAVOR

Cloud seeding success is determined by its acceptance by the general public. Here is where we put the chips on the table. Under no circumstances has there been one report of anyone favoring this new activity without greed as a goal. Congressional hearing, private studies, newspaper articles, etc., all ask the same request: please stop cloud seeding. The reasoning is quite simple, because seeding is grand larceny and international robbery.

A problem analysis sponsored by U.S. Department of Interior, Bureau of Reclamation, Office of Atmospheric Resources, May 1969 can be quoted as follows: "Fog dispersal agents may have detrimental effects on plants and animals over a long period. As a matter of public policy, aerial distribution of unknown proprietary compounds should not be allowed on any but a strictly experimental basis, even if tests convince health agencies that the materials pose no immediate threat to human welfare. Full disclosure of the composition of any such material added to the environment is necessary in order that the scientific community as a whole may evaluate the possible long term effects."

HAVOC

Unless cloud seeding is brought under control, total disaster lies ahead. This is the statement of a distinguished scientist, Gordon J.F. MacDonald, writing in How to Wreck the Environment: Geophysical Warfare, in Unless Peace Comes. Massive and repeated attacks on natural weather coincide grievous that the world's weather is "going crazy." And this "crazy weather" has played a major relationship. has played a major role in food shortages.

In one specific instance, typical of the rest, "eight tons" of nucleating chemical-seeding agents-were seeded over the Punjab, India, July 16 to September 18, 1954. In this case, as in the Rapid City disaster, the hygroscopio, common sait, was used. Sait expands enormously in these experiments, more so than the poison commonly used, silver iodide. Salt and soapstone were the seeding agents used over the Indian sub-continent. Result? Disastrous floods.

BEER VS. FOOD

On March 5 and 6, 1973, hearings were held at Alamosa, Colorado, on the petition of Atmosperics, Inc., of California, to seed the San Luis Valley for Coors Brewing Company and Valley

Growers, Inc. The purpose: suppres hail and "increase" rain. The evidence hail and "increase ram, the cytoene that the suppression of hail mean suppression of rain as well, and therefore drought follows, was so clear that the petition was denied. Thus the that the petition was the that the 85% of area population who were the 85% of a 85% 85% of area population with the record as against seeding were given record as against seeding were given by the record as a give respite from a disastrous man-induous drought.

The testimony of Charles B. Moore The testimony of Charles in Moore Professor of Atmospheric Physics, Ne Mexico School of Technology, Secon New Mexico, was crucial. Seeding it is way to modify the weather, he said. The amount of poisonous silver iodide is "appalling" in its effects. If modif. is "appauring in its structured charges cation is desired, electrical charges should be used, following nature should be used, round in intense rainfall follows after lightning Lightning is the best "rain-make there is.

The amount of seeding proposed la the amount of securing proposed for this valley would be a catastrophe, is said. Also, the "rainfall" shown on radar as tiny droplets would be recorded as precipitation. In fact, the dry air evaporates such drops, and none reach the ground. In addition, rin cannot be "made." Seeding decrease rainfall well beyond the target area. Sa. seeding the Tuscon, Arzona target area, results in an apparent 49% loss of rainfall. Down wind, in Walnut Guich there was also significant decrease in rainfall. Moore agreed with the distinguished hydrologist, Dr. H.B. Osbora that seeding accounts for a 34% loss of rainfall. It can never, said Moore, be predicted that the seeding chemicals will remain in the target area. It aim appeared in the testimony that whoever reads and reports the rain gauge record controls the data. Such a person's honesty controls the record.

A recent report from the San Luis Valley states that the Valley Growen, Inc., are growing more barley than ere are paid more for it, to not have to store it, and have not had to pay out \$100,000, the fee for cloud seeding. Tom Henderson of Fresno, California was applying for a permit to seed the Valley for the growers by demand from Coors! He fraudently applied on the basis of rain-making, although Coors admitted, under oath, that drought wa the desired result.

SCREWBALL WEATHER

The intricate complexities and upknown dangers, especially of irreversible changes involved in cloud seeding demand carefully monitored local small-scale operations. To date, this mandate remains unheeded.

That this is no idle threat is revealed by the fact that "silver iodide is toxic and must be handled with care." Yet tons of this poison are dumped over the country in a decade, as Charles Hosler. Penn State Meteorologist, admits in his pamphlet. Why is it Dry? The distin guished cloud seeder, Irving P. Krick notes that "The Government will be putting out thousands of pounds of sceding material, and we put of one-fifth of an ounce per hour. That shows how little you have to use . . . The Government thinks it can do more by using more." Krick calls such foll "screwball situations." In spite of dangers, known and unknown. highly unlikely that seeding with silver iodide will be abandoned." Charles B. Moore, Professor of Atmosphers Physics, New Mexico School of Tech nology, says that no one really knows how long seeding chemicals star around, and that the amount used s "appalling."

One of the worst droughts, that of the entire region of sub-Sahara. catastrophe unprecedented. lasting seven years, coincides with intensive seeding in Kenya for the Tea Industry Seeding chemicals are effective id many hours, and hundreds of miles; the trade winds, easterlies (flow east #

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THE DATE 1-15 into they huge rain generators held stationary over the victimized area for RAIN. So great was this man-induced foliage that the record shows "more than ten times the flow of any previous **MAKING** MYTH

EXHIBIT_#3

west), carried these agents of death over that fragile ecology. The drought killed countless thousands, and ruined the economy of the nations. The tea crop has never been better. Small wonder Maurice Strong, head of the U.N. Environmental Program, warns that theft of rain could lead to world battle.

Time is running out.

It is fairly well known that midwest drought coincides with the annual and massive cloud seeding programs in the Rocky Mountain States. Not so well known is the fact that after any huge seeding program, or even a modest one, the chemicals that are not used up will move clear around the globe and trigger effects that are completely unpredictable. Flood and drought are the inevitable companions of weather modification. Severe droughts are causing not only severe global food shortages from crop failure. The slightest change of a degree or two in ocean temperature off the coast of Peru started a chain reaction that practically wiped out commercial fishing there.

SOUTH DAKOTA

The enclosed "Letter to the Editor." printed in a local newspaper in South Dakota, summarizes the rain-making in that state. Most areas were 7 to 8 inches short in rainfall during the growing season since cloud seeding

Being a farmer-rencher on the north Buffalo County line. I have watched ather modification for several years. We got more rain than they did under their modification program until the plane started to fly farther north. Many times I have seen what looked like a rain cloud coming, until the plane went through it, and then the cloud would promptly disappear. They also had several bad hailstorms go through Buffalo County during their modification program.

If modification would produce oneto-two- inches more rainfall, I suppose we might have a chance to win ten-to-one, but what if we lose one or two inches of rainfall or more? It looks to me like another smooth-talker has made suckers of us.

Last year we had the driest spell I've seen for a long time, from June 4 until August 18 we had about three-quarters of an inch of rain in small showers, not enough to help much. We had clouds that looked good but the rainmakers flew through and took care of them.

The rainmakers quit August 15, and on the 18th we got a half-inch of rain. About the 30th we had three inches and a rather wet fall from there on out. This, of course, could be coincidence or just plain South Dakota. But I think we should save millions of dollars a year to belp the drought stricken, because even with the Chamber of Commerce, counties and state financing this modification program, under South Dakota's present economy agriculture will finance at least 50 % of

The Rapid City, South Dakota, disaster of June 9, 1972, was an unprecedented flood which cost 250 lives and destroyed \$100 million worth of property. Intensive research by Environmental Action of Washington, D.C. (see issue for May 12, 1973) shows that the five runt of seeding storm

than ten times the flow of any previous flood or record" for that area. The article suggests that the steadfast denials of responsibility by the seeders South Dakota School of Mines, Institute of Atmospheric Sciences, the federal Interior Department commer-cial seeders comes from their "determination to convert our skies into their own experimental laboratories." results of course in "their self-serving twisting of facts and conclusions, which smacks "of nothing less than a meteorological Watergate." Thus the conclusion of Britain's leading meteorologist, Dr. Brian J. Mason-"The last 20 years of effort in cloud seeding have been a waste" (Science News, "Earth Sciences," volume 97)-is the understatement of the decade. The Stock-holm Conference on the Ecology of 1973 concluded that the three greatest dangers to the survival of man are SST, the dredging of rivers, and at the top of the list: weather modification.

RECOMMENDATIONS

It is recognized the United States must continue with weather modification research to find out what should be controlled and what should be left to nature, and how to protect the country militarily. However, the cloud seeding community have been too indifferent of the people's welfare, both health and economic, and too careless of their responsibility to take scientific precautions to protect the people, the economy, the ecology, and the global atmosphere against adverse effects of weather modification.

Therefore, Congress should establish a federal regulatory body that regulates the traffic but does not manage the scientific activity. In fact, the Commission should be expressly forbidden to engage in any aspects of management. The chairman and half of the commission members should represent the public interest in view of the overwhelming concern, interest and investment in the geographical area as compared to the cloud seeder's slight financial and emotional interest.

An advisory body composed of scientists of every discipline should be maintained on a permanent status as a "watch-dog" over cloud seeding activities. They should be required to look for possible damage to the economy, the public health, the ecology, the global physics and to search for international methods and practical methods to insure against foreign control of the nation's weather.

This is a large federal employment project, but the damage is far more serious. To restore the citizens' confidence in the federal and state governments, every cloud seeder should be required to register with the Federal Commission and to pay the costs to the Federal Commission of advising the County Commissioners of every county affected, of the project, of its nature and its duration and of inserting a public notice in one newspaper in each county. Cloud seeding in any agricultural area should not be permitted more than one-fifth period of time of the total growing season, as the possibility of increasing rain appears dim at this time. An environmental impact statement with substance should be requir-

The Tri-State Natural Weather Association has requested the President of the United States announce a ban on all cloud seeding on or over the Appalachian Mountains and the Atlantic Coastal Plain for three years or until a federal regulatory commission is a established, this to permit the economy to recover

Earth Almanac



Milking a Cloud for All It's Worth—Water

n a thirsty world a cloud is a drink of water waiting to happen, and scientists have long tried to turn on the tap. Seeding—clouds with silver iodide crystals to induce rainfall has been attempted for decades, with questionable results. Now, in a more direct approach, Chilean and Canadian scientists are catching ground-hugging clouds and milking them of water to aid a desert community.

Most days on Chile's arid coast windblown fogs called camanchacas stream in from the Pacific, promising rain to the fishing village of Chungungo but almost never delivering. To collect that moisture, researchers set up 50 fine-mesh nets, each 13 feet high and 39 feet long. When the fog blows through, the nets capture water droplets that add 2,500 gallons a day to a hilltop reservoir monitored by Canadian cloud physicist Robert S. Schemenauer (above right).

The cloud-strained water, now drawn straight from the reservoir, will soon be delivered by a four-mile pipeline. It should double the four gallons purchased daily by each of the town's 350 people. But Schemenauer adds, "Right now we're approaching this as both an aid project and a scientific venture."

"It's almost the President of the second new species as the Pres Rempeter of urbs," says pressure as a present of the Rempeter of the Mitterments, grounds of the Rempeter of the International Observations of the International Observations of the International Observational Observations of the International Observations of the Internat

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Stunning New Primate Species Found in Brazil

ith lion-like manes that frame tiny wrinkled faces, lion tamarins—monkeys the size of large squirrels—are considered highly endangered, since they live only along Brazil's Atlantic forest region, reduced by development to less than 5 percent of its original size.

Three species of lion tamarins—
the golden lion, golden-headed lion,
and black lion tamarin—were heretofore known to science. Then last
year a fourth, christened the blackfaced lion tamarin, was discovered
improbably close to the teeming
Brazilian metropolises of São Paulo
and Curitiba.

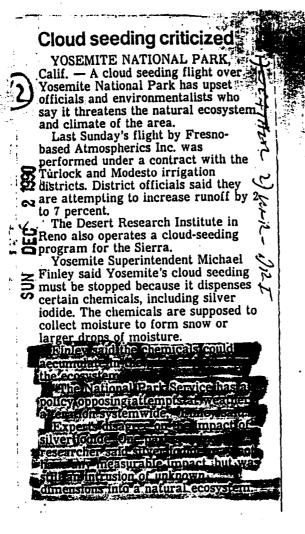


National Geographic, October 1901

SENATE NATURAL RESOURCES

EXHIBIT NO.

BILL NO. 60, 72



Forest Service bars cloud-seeding project

WASHINGTON, D.C.—The U.S. Forest Service has blocked California from starting a controversial experimental cloud-seeding program the state hoped would increase runoff into the State Water Project.

The Forest Service, in making its decision, called for more information on several aspects of the proposed plan, which was to have begun in the Sierra Nevada this winter above the small towns of Johnsville and Gracagle, 60 miles west of Reno.

The Forest Service decision is in no way related to the cloud-seeding program operated in the Sierra Nevada by the Reno-based Desert Research Institute since 1972. Larry Young, manager of the program, said the Nevada program stands in good stead with the Forest Service.

Before conducting the California experiment, the Forest Service wanted to know what effect any floods would have on small streams in the watershed are not in adapted in formation. The watershed went in Fames with the cloud seeding could harm the

Hood-prone Sierra communities.

We are saying that a fundage spire a well-prounded service spire as well-prounded service spire.

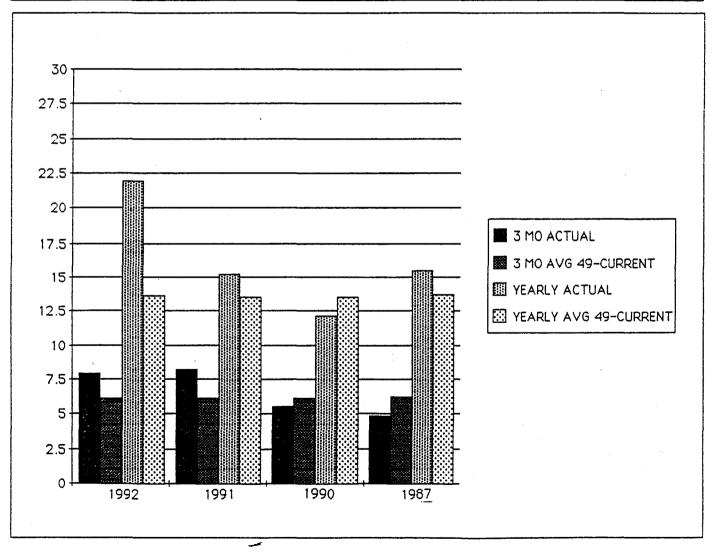
Sign. Suldworest Service spire.

The California Department of the service services.

PRECIPITATION RECORDS FROM EASTERN AGRICULTURAL RESEARCH CENTER SIDNEY, MT

NON CLOUD SEEDING YEARS

	Α	В	С	D	E
1		JUNE-JULY-AUG	JUNE-JULY-AUGUST		
2	YEAR	3 MO ACTUAL	3 MO AVG 49-CURRENT	YEARLY ACTUAL	YEARLY AVG 49-CURRENT
3	1992	7.88	6.12	21.86	13.64
4	1991	8.15	6.1	15.18	13.49
5	1990	5.52	6.07	12.12	13.5
6	1987	4.86	6.26	15.54	13.75

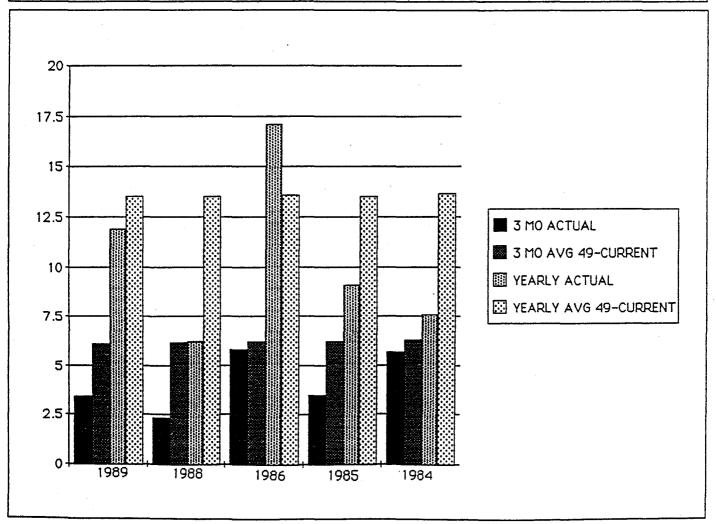


SENATE N ATI	JRAL	RESOURCES
EXHIBIT NO		
DATE 1/15		
BILL NO60	72	۷ .

PRECIPITATION RECORDS FROM EASTERN AGRICULTURAL RESEARCH CENTER SIDNEY, MT

CLOUD SEEDING YEARS

	A	В	С	D	E
1		JUNE-JULY-AUG	JUNE-JULY-AUGUST		
2	YEAR	3 MO ACTUAL	3 MO AVG 49-CURRENT	YEARLY ACTUAL	YEARLY AVG 49-CURRENT
3	1989	3.4	6.07	11.89	13.49
4	1988	2.31	6.15	6.18	13.53
5	1986	5.8	6.21	17.05	13.61
6	1985	3.51	6.18	9.05	13.5
7	1984	5.64	6.26	7.58	13.62



PRECIPITATION RECORDS FROM EASTERN AGRICULTURAL RESEARCH CENTER SIDNEY, MT

EXHIBIT_# 7

DATE 1-15-93

EX SB-60+72

SUMMARY

	A	В	С	D	E	
1			JUNE-JULY-AUGUST /			
2		3 MO ACTUAL AVG	3 MO AVG 449- Count	YEARLY AVG	YEARLY AVG AVG/949	Eurent
3	CLOUD SEEDING	4.13	6.17	8.63	13.55	
4	NON SEEDING	6.6	6.1	16.17	13.54	

Mr. Chairman and Members of the Committee:

My name is Doris Waller and I live on a farm and ranch near Circle, Montana. I come here today to ask you for your help. Because our present weather modification law no longer serves the best interests of Montanans, I ask for your help in changing this law.

As our legislators, you are responsible for protecting the interests of the people of Montana, NOT THE INTERESTS OF THE PEOPLE OF ANOTHER STATE.

I am sure that when our present weather modification law was written, it was intended to protect the Montana people. However, we have found out the hard way it does not protect us, so we need a change, and we need it now.

In the spring of 1992, for the third time in as many years, our Board of Natural Resources again denied a permit for North Dakota to come into Montana to seed our clouds. The right to grant or deny this permit was given to the Board of Natural Resources by our State law.

What did North Dakota do then? They took it to Court, a Montana Court, where one Judge made the decision. Because of the way our law was written, she ruled in favor of North Dakota and ordered our Board of Natural Resources to issue a permit to the North Dakota Atmospheric Board to seed the clouds over Montana. I don't think one person should be able to overrule a Board of seven, especially when this was a right and duty of this board given to them by our state law!

This should never have happened and we must take steps to see it never happens again. We need a change, and we need it now.

In 1992 North Dakota asked to come into Montana a distance of 20 miles to seed our clouds——they compromised with us and they were really giving us a big deal, or so they seemed to think. How many of you think they stop within the 20 miles? I don't, and I don't think many others do either, but that is beside the point. They could just as well have asked for 50 miles, 100 miles, or for that matter, asked to go clear to our western border. If they would have done that, do you think that would have made any difference on how the Judge ruled? Not one whit! And then how many people would have been impacted? This is another reason we need a change and we need it now!



The people of the North Dakota Atmospheric Resources 30 ard freely admit that it is not intended to benefit Montana in any way, and many of us in Eastern Montana believe that it is very harmful to us. To my way of thinking, if something is not going to benefit me, and in all probability will harm me, then it is time to change the rules.

Let's pass SB60, lets do it now and get on with other usiness that is facing our State. I prefer SB60 because his would end once and for all, all the meetings, hearings and testimony preparation we have to attend and make, and aybe by passing SB60 it might avoid another conflict at ome future date with another state or another entity and there would not be the opportunity for loopholes like there in the present law. THE PEOPLE OF MONTANA, THE STATE OF MONTANA AND OUR DEPT. OF NATURAL RESOURCES, do not have the time, the money or the patience to continue this battle.

I would also like to take this opportunity to ask you to consider all the signatures on petitions opposing the ssuance of a permit that were gathered in 1992. signatures of concerned people were ignored at our hearings and Court action, again because of our present law. I do not know just how many were gathered as a total, but there were many, and I do know I gathered 208 signatures in a shall area around my home with very little effort and time spent and others worked in other areas. One lady told me she had something over 400 signatures and I could have . gotten more signatures if I had tried. I know I lost quite a few signatures when some petitions at business places in Circle mysteriously walked off & the same thing happened to a least one other person gathering signatures, These people who signed this petition are also concerned and since their voices were not heard at the times of the hearings or Curt action, I ask you to hear them today. It is not only those of us here that want to stop this cloud seeding, but tose people as well.

I thank you for your time, and hopefully your support.

To Sen BETTY Bruski MAUS

Board of Natural Resources

This letter is in regard to the North Dakota cloud seeding permits. I am strongly against North Dakota being issued these permits. My property is located twelve miles east of Glendive. Based on carrying capacity back to 1940 when my father acquired this property and a Great Plains contract started in 1976 that recommended a carrying capacity of 87 head, and my own records from 1970 on when I acquired this property. My carrying capacity has been reduced because of the long drought. The strange thing as I look back is the fact that while we were suffering the longest drought anyone had ever known, you could go thirty miles east or west of us and they were having a good year. Plus the fact that our drought coincided exactly with North Dakota's cloud seeding.

The worst of this is the long term effect on the range and environment. Where we used to have lots of grass at the end of the grazing season it has gotten so thin our carrying capacity has been cut in half. The range that was lush with western wheat grass is now blue with sage wort. Trees and shrubs have died and the wild life in our area has become very scarce.

Sincerely,

Charles Casey Box 1044 Glendive, MT 59330

SENATE NATURAL	RESOURCE
EXHIBIT NO. 7	
DATE 1/15	
BILL NO.	

Year

9,688 8,946 3,530

	77				
	1970		1,305	73	
	1971		2,089	78	
			1,524	64	
	1972				
15-	1973		2,914	63	
15 :	1974	•	2,080	50	
111	1975		1,458	64	
111	1976		1,039	78	
			_,,,,,		
12	Year &	Feed Bought	Calves Sold	Head Less	Lost Income
				•	
5	1977	3,837	70	•	
ar line	1978	4,342	54	-16	5,168
	1979	3,284	58	-12	5,376
	1980	8,423	55	-15	5,790
	3 1			-26	7,450
22	1981	5,248	44		5,670
-	1982	3,502	52	-18	
<u>.</u>	1983	4,256	47	-23	7,774
- 44	1984	9,196	41	-29	10,701
	1985	3,874	45	-25	6,175
	1988	4,187	44	-26	8,814
	· · · · · · · · · · · · · · · · · · ·		44	-26	12,064
	1987	4,303		-28	12,628
	1968	9,688	42	-20	12,020

42

40

SFeed Bought

Calves Sold

-28

-30

14,028 14,430

Total Loss \$116,068

EXTYA Feed 51.604 TOTAL 167.672

TESTIMONY OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION ON SENATE BILL 60, FIRST READING

BEFORE THE SENATE NATURAL RESOURCES COMMITTEE

JANUARY 15, 1992

A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING WEATHER MODIFICATION AND CONTROL; PROVIDING A PENALTY; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

The Department of Natural Resources and Conservation (DNRC) opposes this legislation which provides for the prohibition of weather modification and control activities within Montana, whether for research or operational purposes.

During the past 30 years, a variety of weather modification programs have been conducted within the borders of Montana. Among them we have seen operational programs aimed at dispersing fog over airport runways or increasing winter snowpack accumulations for purposes of improving hydropower generation capabilities. Another such venture was designed to increase the snowpack at a ski resort. Along with the operational efforts, Montana has been the site of premier research in the field of weather modification. During the late-1950's and into the 1960's, the U. S. Forest Service conducted research on lightning reduction over forested areas. Later, in the mid-1970's and also in the mid-1980's, researchers at Montana State University developed perhaps the most credible evidence in support of winter snowpack augmentation and laid the groundwork for a confirmatory research program. In the mid-1970's through the early-1980's, the DNRC cooperated with the U. S. Bureau of Reclamation in the HIPLEX Project, a major research effort focused on a technology for increasing growing season rainfall and the associated impacts.

As a large, semiarid state, Montana has seen a variety of undertakings aimed at developing its available water supplies. Recognizing that weather modification and control activities are among the tools employed, the 1967 Montana Legislature enacted the Montana Weather Modification and Control Act. Like similar laws in other states, the statute provides a regulatory mechanism for assuring that all weather modification operations are conducted by qualified individuals in the public interest. In authorizing extensive research and development, it also expresses a commitment to the further development of technology. If passed, Senate Bill 60 would repeal a long-standing statute and we would lose the capacity to develop and use this water management tool. As such, we urge a do not pass vote on this legislation.

SENATE NATURAL RESOURCES

EXHIBIT NO. 10

DATE 1/15

BILL NO. 60

DATE //5 SENATE COMMITTEE ON Natural Resources BILLS BEING HEARD TODAY: 53 60, 58 72					
Name	Representing	Bill No.	Check One		
Del Kenitzer	Se / 5	60-72			
JAN KENITZER	Se/f	,, ,,			
Tina Rehbern	Self	60-72			
Bill Relibein Sc.	Self	je Li			
Mark Simonich	DWRC	60-72			
Bornard Dosse					
Vim Steinheisser	Montany Farm Barregy	60 422			

60+72

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VISITOR REGISTER

MEIC

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

NAME Julen Haller				
ADDRESS 5R278 Box 15, Enily on T.				
HOME PHONE 485-3490 WORK PHONE some				
REPRESENTING Self				
APPEARING ON WHICH PROPOSAL? <u>S& 60</u> + 72				
DO YOU: SUPPORT AMEND				
COMMENTS:				
Support &B 60				
Suggest 58721				

WITNESS STATEMENT

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

NAME	alous C	Vallen	· .	
ADDRESS	Bay R	Circle	mt 59215	
ADDRESS Bay R Circle, Int 59215 HOME PHONE Jose				
REPRESENTING Muself				
APPEARING ON WHICH PROPOSAL? Cloud Seeding				
		OPPOSE		
COMMENTS: Support Passage of Senate Bell 60				
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