

## **COTTONWOOD CREEK DISTRIBUTION SYSTEM ANNUAL MEETING**

**FEBRUARY 22, 2010**

The annual meeting of the Cottonwood Creek Distribution System was called to order by Chairman Craig Johansen at 3:00 p.m. Marc Stilson read the minutes of the 2009 meeting. There were minor corrections made to the minutes. A motion was made by Jay Humphrey and seconded by Kyle Singleton to accept the minutes as corrected. All present voted in the affirmative. Chairman Johansen asked about the preparation of an operation manual for the distribution system. Sue Odekirk indicated a draft of the manual is available and she would e-mail the draft to the committee.

The next item of business was a review of the Commissioner's Report for 2009. The 2009 irrigation season started with below average precipitation and runoff. Water delivery for irrigation began April 22, 2009. Project water was set at 100% at the reservoir. The reservoir spilled on June 8, 2009. June produced some good rainstorms, but there was no rain from July 1<sup>st</sup> to November 1<sup>st</sup>. Because of the dry summer, pasture and hay production suffered. Delivery of water for irrigation ended September 15<sup>th</sup> and delivery of water for secondary irrigation systems ended October 1<sup>st</sup>. Commissioner Magnuson stated that as of January 1, 2010 there was 41,921 acre-feet of water in Joe's Valley Reservoir. Commissioner Magnuson read a summary of the water deliveries for the past year. Chairman Johansen stated that currently the SNOTEL sites show Seely Creek at 79%, Red Pine Ridge at 60%, and Mammoth-Cottonwood at 69%. A motion was made by Jay Humphrey to approve the Commissioner's Report and was seconded by Kyle Singleton. The motion passed.

A report from the Division of Water Rights was next on the agenda. Mr. Sim discussed some of the proposed water and irrigation legislation currently before the state legislature. A bill providing a property tax exemption for water facilities is being considered along with a bill dealing with canal safety. Another bill provides for the collection of rainwater in small amount without obtaining a water right. There is also a bill being considered that would provide restrictions on a water company's denial of a shareholder's change request. Sue Odekirk thanked Clyde and the other committee members who assisted in the preparation of the distribution manual over the past year.

Chairman Johansen asked Mr. Sim to review the 2009 Financial Statement. Mr. Sim indicated that on January 1, 2009, there was \$8,116.05 in the Trust Account. Receipts for the year totaled \$26,082.92, which included \$26,000.00 in regular assessments, \$1.18 in delinquent penalties, \$77.92 in previous assessments and penalties and \$3.82 in interest. Mr. Sim indicated the interest number was in error and the Division would try to correct it. Expenditures for the year totaled \$23,903.23. As of December 31, 2009, there was \$10,295.74 in the Trust Account. There were no delinquent accounts in 2009. A motion was made by Earl Fillmore and seconded by Dickson Huntington to accept the Financial Statement as read. The vote was unanimous.

Chairman Johansen conducted the next item of business, which was the preparation of the 2010 budget. After this discussion the following budget was prepared:

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Commissioner's Salary	\$15,000.00
Social Security	1,148.00
Retirement	2,360.00
Travel Expense	3,500.00
State Engineer's Assessment	1,550.00
Insurance	200.00
Annual Report	200.00
Miscellaneous	<u>300.00</u>
Total	\$24,258.00

A motion was made by Art Olsen to accept the budget as prepared. Jay Humphrey seconded the motion, and the motion passed. Jay Humphrey made a motion to set the 2010 assessment at \$26,000.00. Dickson Huntington seconded the motion. The vote was unanimous.

The appointment of a committee was the next item of business brought before the water users. Darrel Leamaster has retired. A motion was made by Jay Humphrey to retain the same board with the substitution of Jacob Sharp for Darrel Leamaster. The motion was seconded by Kyle Singleton. The motion passed. The committee is as follows:

Craig Johansen	Chairman
Dixon Huntington	CCCIC
Kyle Singleton	Industrial Users
Hal Johnson	Upper Users
Mark H. Williams	Lower Users
Jacob Sharp	Municipal Users

With no further business, the meeting adjourned at 3:46 p.m. Those present at the meeting included the following:

Craig Johansen	Chairman / Cottonwood Creek Cons. Irr. Co.
Clyde Magnuson	Cottonwood Creek Commissioner
Jay Humphrey	Emery Water Conservancy District
Earl Fillmore	Emery Water Conservancy District
Kyle Singleton	PacifiCorp
Darce Guymon	PacifiCorp
Cody Allred	PacifiCorp
Gary Kofford	Emery County Commissioner
Jacob Sharp	Castle Valley Special Service District
Stan Mathis	Cottonwood Creek Consolidated Irr. Co.
John Healy	US Forest Service
Kurt Davis	US Forest Service
Art Olsen	Water User
Lee Sim	Division of Water Rights
Marc Stilson	Division of Water Rights
Sue Odekirk	Division of Water Rights