

COTTONWOOD CREEK DISTRIBUTION SYSTEM ANNUAL MEETING

FEBRUARY 24, 2009

The annual meeting of the Cottonwood Creek Distribution System was called to order by Chairman Craig Johansen at 10:10 a.m. Marc Stilson read the minutes of the 2008 meeting. There were no corrections or additions to be made. A motion was made by Darrel Leamaster and seconded by Kyle Singleton to accept the minutes as read. All present voted in the affirmative.

The next item of business was a review of the Commissioner's Report for 2008. The 2008 crop & pasture production was average throughout the growing season. The 2008 year started with a snow pack of over 100% of normal, with anticipation of a big run off, March 1st came with a forecast run off of about 63,000 acre-feet and drainage officials planned for an early release of water to avoid flood damage. March and April were unusually cold resulting in a loss of some of the snow pack by evaporation and therefore early releases were cut back. Commissioner Magnuson stated that the year began with 40,424 acre-feet of water in Joe's Valley Reservoir and spilled June 21, 2008 and ended with 38,046 acre-feet on December 31, 2008. Commissioner Magnuson read a summary of the water deliveries for the past year. Craig Johansen indicated it was a short water year resulting in the water being shut off the first of October, shortening the irrigation season by 30 days but allowing everyone to get their full right. Chairman Johansen stated that currently they are at 80% snow pack & ground moisture. A motion was made by Kyle Singleton to approve the Commissioner's Report and was seconded by Darrel Leamaster. The motion passed.

Chairman Johansen turned the meeting over to Lee Sim who informed the water users that Clyde Magnuson's 4-year term as River Commissioner was over and that the position of River Commissioner needed to be filled. The 2008 Cottonwood Creek Committee recommended Clyde remain as River Commissioner. Gary Kofford nominated Clyde Magnuson to another 4-year term that Kyle Singleton seconded. Darrel Leamaster motioned to close the nominations which was quickly seconded by Gary Kofford. Clyde Magnuson was appointed to another 4-year term.

A report from the Division of Water Rights was next on the agenda. Mr. Lee Sim discussed changes within the division. Lee introduced Sue Odekirk who will be helping the River Commissioner construct an operator's manual for the distribution system and Michele Gabb who is a new member to the Price Regional Office. Mr. Lee Sim also notified everyone that Jerry Olds had retired and that Kent Jones had been confirmed as the new State Engineer.

Chairman Johansen asked Mr. Lee Sim to review the 2008 Financial Statement. Mr. Sim indicated that on January 1, 2008, there was \$20,280.83 in the Trust Account. Receipts for the year totaled \$23,006.74, which included \$22,922.05 in regular assessments and \$84.69 in delinquent penalties. Expenditures for the year totaled \$35,171.52. As of December 31, 2008, there was \$8,116.05 in the Trust Account. Mr. Sim emphasized that the transfer in the expenditures of \$11,100.00 would correct the accounting errors from the last two years with the Huntington

Cottonwood Creek Distribution System
Annual Meeting
February 24, 2009

Distribution System and makes both accounts correct. Clyde Magnuson wanted it to be noted that he did not agree with the transfers to the Huntington Distribution System. There was one delinquent account in 2008. A motion was made by Kyle Singleton and seconded by Stan Mathis 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 2009 budget. After this discussion the following budget was prepared:

Commissioner's Salary	\$15,000.00
Social Security	1,148.00
Retirement	2,360.00
Travel Expense	3,500.00
State Engineer's Assessment	1,395.00
Insurance	202.00
Annual Report	200.00
Miscellaneous	<u>300.00</u>
Total	\$24,105.00

A motion was made by Gary Koffard to accept the budget as prepared. Darrell Leamaster seconded the motion, and the motion passed. Kyle Singleton made a motion to set the 2009 assessment at \$26,000.00. Stan Mathis seconded the motion. The vote was unanimous.

The appointment of a committee was the next item of business brought before the water users. Gary Koffard asked to be released from the board. Darrel Leamaster recommended Hal Johnson to replace Gary Koffard. A motion was made by Darrell Leamaster to retain the same board with the substitution of Hal Johnson for Gary Koffard. The motion was seconded by Kyle Singleton. The committee is as follows:

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

The motion passed.

Before the meeting adjourned Darrell Leamaster asked Lee Sim if there was any bills in the legislature that could potentially affect them. Lee indicated that filing fees for water rights were going to double and that there would now be fees in filing Stream Alterations but that the details were still being worked out. Marc Stilson explained that water uses could now consolidate their water rights into one water right number if they carry the same priority date. There was also a lengthy discussion about the changes to livestock certificates.

Cottonwood Creek Distribution System
Annual Meeting
February 24, 2009

With no further business, the meeting adjourned at 10:56 a.m.
Those present at the meeting included the following:

Hal Johnson	Self
Earl Fillmore	Emery Water Conservancy District
Diane Bolt	Emery Water Conservancy District
David Horsley	Division of Water Rights
Michele Gabb	Division of Water Rights
Craig Johansen	Cottonwood Creek Consolidated Irr. Co.
Marc Stilson	Division of Water Rights
Clyde Magnuson	Cottonwood Creek Commissioner
Kyle Singleton	PacifiCorp
Darce Guymon	PacifiCorp
Cody Allred	PacifiCorp
Sue Odekirk	Division of Water Rights
Aaron Hunt	Division of Water Rights
Gary Kofford	Emery County Commissioner
Darrel Leamaster	Castle Valley Special Service District
Stan Mathis	Cottonwood Creek Consolidated Irr. Co.
Lee Sim	Division of Water Rights