

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

**FEBRUARY 28, 2008**

The annual meeting of the Cottonwood Creek Distribution System was called to order by Chairman Craig Johansen at 3:35 p.m. Marc Stilson read the minutes of the 2007 meeting. There were no corrections or additions to be made. A motion was made by Kyle Singleton and seconded by Stan Mathis 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 2007. The 2007 growing season was a poor year. There was below average snow pack and ground moisture. With a reduced water supply crop and pasture yields were short. Commissioner Magnuson stated that the year began with 45,500 acre-feet of water in Joe's Valley Reservoir and ended with 40,424 acre-feet. The delivery of water began on April 26 and ended September 4, 2007. The reservoir did not spill in 2007. Project water was delivered at 100% with a 15% delivery shrink, or a net delivery of 85%. There is currently 42,190 acre-feet of water in Joes Valley. Commissioner Magnuson read a summary of the water deliveries for the past year. It was noted there was an error in the Power Company Project Water delivery of 14,073 acre-feet. By contract the total project power water in Joes Valley is limited to 11,000 acre-feet. Chairman Johansen stated there will probably be early releases of water this year beginning in April.

A report from the Division of Water Rights was next on the agenda. Mr. Lee Sim discussed the water right enforcement program. Until this year, the identity of an individual who had submitted an enforcement referral to the division did not have a guarantee of confidentiality. Based upon experience with pursuing enforcement actions and on a review of the GRAMA act, the identity of an informant can be treated as a protected record and be kept confidential.

According to the NRCS Snotel data for this date, Seely Creek site was 89%. Red Pine Ridge was 119% and 115% is reported at the Mammoth-Cottonwood site. A motion was made by Stan Mathis and seconded by Kyle Singleton to accept the Commissioner's Report. The motion passed.

Chairman Johansen asked Mr. Lee Sim to review the 2007 Financial Statement. Mr. Sim indicated that on January 1, 2007, there was \$7,636.54 in the Trust Account. Receipts for the year totaled \$32,661.45, which included \$26,600.41 in regular assessments, \$5,600 in transfers and adjustments, and \$306.57 in interest. Expenditures for the year totaled \$20,017.16. As of December 31, 2007, there was \$20,280.83 in the Trust Account. Mr. Sim apologized for an error in accounting. The \$5,600 system transfer should have been from the Cottonwood Distribution System to the Huntington Distribution System instead of the other way around. This compounded the same error made last year when \$5,500 was transferred in the same manner. Mr. Sim indicated that to correct the errors a system transfer of \$11,100 would be made in 2008 from the Cottonwood system to the Huntington system. A motion was made by Kyle Singleton and seconded by Clyde Magnuson 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 2008 budget. After this discussion the following budget was prepared:

Cottonwood Creek Distribution System  
 Annual Meeting  
 February 28, 2008

|                             |               |
|-----------------------------|---------------|
| 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 Kyle Singleton to accept the budget as prepared. Stan Mathis seconded the motion, and the motion passed. Kyle Singleton made a motion to set the 2008 assessment at \$23,000.00. 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. A motion was made by Clyde Magnuson and seconded by Kyle Singleton to reappoint the following individuals to the committee:

|                  |                  |
|------------------|------------------|
| Craig Johansen   | Chairman         |
| Dixon Huntington | CCCIC            |
| Kyle Singleton   | Industrial Users |
| Gary Kofford     | Upper Users      |
| Mark H. Williams | Lower Users      |
| Darrel Leamaster | Municipal Users  |

The motion passed.

With no further business, the meeting adjourned at 4:13 p.m.

Those present at the meeting included the following:

|                 |  |
|-----------------|--|
| Earl Fillmore   | Emery Water Conservancy District       |
| Kyle Singleton  | PacifiCorp                             |
| Darce Guymon    | PacifiCorp                             |
| Clyde Magnuson  | Cottonwood Creek Commissioner          |
| Craig Johansen  | Cottonwood Creek Consolidated Irr. Co. |
| Stan Mathis     | Cottonwood Creek Consolidated Irr. Co. |
| Brett Leamaster | Huntington Creek Commissioner          |
| Lee McElprang   | HCIC, Emery Water                      |
| Lee Sim         | Division of Water Rights               |
| Marc Stilson    | Division of Water Rights               |