

COTTONWOOD CREEK DISTRIBUTION SYSTEM ANNUAL MEETING

MARCH 4, 1998

The annual meeting of the Cottonwood Creek Distribution System as called to order by Chairman Eugene Johansen at 10:00 a.m. Mr. Johansen asked Mark Page to read the minutes of the 1997 meeting. Following the reading of the minutes, a motion was made by Jay Mark Humphrey, and seconded by Kyle Singleton to accept the minutes as read. All present voted in the affirmative.

Chairman Johansen asked Lee Sim to review the 1997 Financial Statement. Mr. Sim indicated that as of January 1, 1997, there was \$5,848.17 in the Trust Account. Receipts for the year totaled \$13,044.24, which included \$12,593.35 in regular assessments, \$23.36 in delinquent penalties, and \$427.53 in interest. Expenditures for the year totaled \$12,374.53. It should be noted that the only over expenditure occurred in the retirement account amounting to \$13.58. As of December 31, 1997, there was \$6,517.88 in the Trust Account. A motion was made by Kyle Singleton, and seconded by Jack Magnuson to accept the Financial Statement as read. The vote was unanimous.

The next item of business was a brief report from Commissioner Clyde Magnuson concerning his activities in 1997. Mr. Magnuson reported that a total of 67,005.23 acre-feet of water was diverted above and below the reservoir. The Cottonwood Creek Consolidated Irrigation Company diverted 37,883.00 acre-feet of water for irrigation purposes during the year, of which 2094.00 acre-feet was project water, and 35,789.00 acre-feet was primary water. It should be noted that 86.23 acre-feet was used for municipal purposes, and 8000 acre-feet of water was also delivered through the CC&H Canal. UP&L Company used 7736.00 acre-feet of primary water, and 6091.00 acre-feet of project water, for a total of 13,827.00 acre-feet. On January 1, 1998, there was 48,380.00 acre-feet of water in storage at Joe's Valley Reservoir, compared to 42,000.00 acre-feet in January of 1998. It is believed that the total yield of Cottonwood Creek in 1997 approximated 84,000.00 acre-feet of water. A motion was made by Jay Mark Humphrey, and seconded to Blaine Tuttle, to accept the Commissioner's Report. The motion passed.

According to the NRCS Snotel data for this date, there is 106% average of snow water equivalent at the Seely Creek station. Red Pine Ridge is at 84%, and 108% is reported at the Mammoth-Cottonwood site. The February 1, 1998 stream flow forecast into Joe's Valley Reservoir is predicted to be 50,000.00 acre-feet, which is 94% of average.

Chairman Johansen conducted the next item of business, which was the preparation of a budget for 1998. Mr. Sim indicated that in order for the commissioner to participate in the state retirement system, and be covered by Workman's Compensation, a minimum salary must be paid. He indicated that this would effect the Commissioner's salary on this system. He also indicated that the 1998 legislature repealed the bonding requirement for the Commissioner. Following a brief discussion, the following budget was prepared:

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Commissioner's Salary	\$8200.00
Social Security	628.00
Retirement	1284.00
Travel Expense	2330.00
Insurance	150.00
Annual Report	150.00
Miscellaneous	58.00
Total	\$12,800.00

A motion was made by Mr. Singleton to accept the budget as prepared, and to set the assessment at \$12,800.00. Jack Magnuson seconded the motion, and the motion passed.

Chairman Johansen indicated that the next item of business would be the recommendation to the State Engineer of a Commissioner for 1998. Chairman Johansen made a motion that the rules be suspended, and that Clyde Magnuson be retained by acclamation. Mr. Humphrey seconded the motion. All present voted in the affirmative.

The appointment of a committee was the next item of business brought before the water users. Kyle Singleton made a motion to retain the same individuals that served the system in 1997. Jack Magnuson seconded the motion, and the motion passed. Therefore, the 1998 committee is as follows:

Eugene Johansen	Chairman
Blaine Tuttle	CCCIC
Kyle Singleton	Industrial Users
Arthur Olsen	Upper Users
Mark H. Williams	Lower Users

Mr. Carly Burton addressed the water users and indicated that he would be retiring this year. He thanked them for their friendship and cooperation over the years. He felt that he would be working on the system probably for the rest of this year.

Mr. Johansen expressed concern over the State Engineer's lack of interest in getting involved in the water issues between the local mining interests and the water users. Of particular concern is the apparent lack of legal control over the water that is intercepted in the mines. He does not believe that the 1872 mining law should prohibit the State Engineer's oversight of the distribution of all water in the State. This concern is enhanced because of the seeming lack of cooperation of the

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Division of Oil, Gas & Mining, which was observed during the recent rule making procedures on water replacement.

With no further business, the meeting adjourned at 10:55 a.m.

Those present at the meeting included the following:

Jay Mark Humphrey
Jack Magnuson
Blaine Tuttle
Clyde Magnuson
Kyle Singleton
Eugene Johansen
Carly Burton
Darrel Leamaster
Gary Kofford
Craig Johansen
Lee Sim
John Larsen
Mark Page

Emery Water Conservancy District
Joe's Valley Culinary Water Company
CCCIC
Cottonwood Creek Commissioner
PacifiCorp - Hunter Plant
CCCIC
PacifiCorp
Castle Valley Special Service District
Joe's Valley Culinary Water Company
CCCIC
Division of Water Rights - SLC
Division of Water Rights - SLC
Division of Water Rights - Price