

COTTONWOOD CREEK DISTRIBUTION SYSTEM

ANNUAL MEETING

FEBRUARY 16, 1995

The annual meeting of the Cottonwood Creek Distribution System was called to order by Chairman Eugene Johansen at 10:00 a.m. Mr. Johansen asked Mark Page to read the minutes of the 1994 meeting. There were no corrections or additions to be made. 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 Mr. Lee Sim, Assistant State Engineer for Distribution, to review the 1994 Financial Statement. Mr. Sim indicated that as of January 1, 1994, there was \$5,955.53 in the Trust Account. Receipts for the year totalled \$12,067.46 which included \$11,599.88 in regular assessments, \$94.36 in delinquent penalties, and \$373.22 in interest. Expenditures for the year totalled \$11,724.65. It should be noted that there were over expenditures in the retirement, health and life insurance premiums, and the miscellaneous accounts. As of December 31, 1994, there was \$6,298.34 in the Trust Account. Following the reading of the Financial Statement, a motion was made by Ross Huntington, and seconded by Mark H. Williams, 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 1994. Mr. Magnuson indicated that a total of 24,641.64 acre-feet of water was used for irrigation purposes during the year, of which 4053 acre-feet was project water, and 20,588.64 acre-feet was primary water. UP&L Company used 4492 acre-feet of primary water and 8674 acre-feet of project water, for a total of 13,166 acre-feet. On January 1, 1995, there was 30,000 acre-feet of water in storage at Joe's Valley Reservoir, compared to 42,000 acre feet in January of 1994. He indicated that a share of water yielded approximately 0.66 acre-feet in 1994. A motion was made by Craig Johansen, and seconded by Dale Van Wagoner, to accept the Commissioner's report as given. All present voted in the affirmative.

It should be noted that according to the SCS Snotel data for February 15, 1995, there was 127% of average at the Seely Creek station, 99% at Red Pine Ridge, and 115% at the Mammoth-Cottonwood site. The February 1, 1995 stream flow forecast into Joe's Valley Reservoir is predicted to be 57,000 acre-feet, which is 108% of average.

Chairman Johansen asked Mr. Sim to conduct the next item of business, which was the preparation of a budget for 1995. Mr. Sim indicated that in order for the commissioner to participate in the state retirement system, a minimum salary must be paid. He indicated that this would effect the commissioner on this system. Following a brief discussion, the following budget was prepared:

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| Salary | \$7,512.00 |
| Social Security | 575.00 |
| Retirement | 1,103.00 |
| Travel Expense | 2,330.00 |
| Bonding Expense | 100.00 |
| Health & Life Insurance | 176.00 |
| Annual Report | 150.00 |
| Miscellaneous | 70.00 |
| Total | \$12,016.00 |

A motion was made by Craig Johansen to accept the budget as prepared, and to set the assessment at \$11,300.00. Ross Huntington seconded the motion, and the motion passed.

Chairman Johansen indicated that the next item of business would be the recommendation of a commissioner for the 1995 irrigation season to the State Engineer. Craig Johansen made a motion that the rules be suspended and that Clyde Magnuson be retained by acclamation. John Jorgensen seconded the motion. There was some discussion that the Mill Ditch users felt that whoever was appointed as commissioner needed to make the rounds at the diversions more frequently to see that the water is distributed according to the water rights. Following this brief discussion, Chairman Johansen called for a vote on the motion, and all present voted in the affirmative.

The appointment of a committee was the next item of business brought before the water users. John Jorgensen made a motion to retain the same individuals for 1995 who served during the previous year. Jay Mark Humphrey seconded the motion, and all present voted in the affirmative. Therefore, the 1995 committee will be as follows:

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| Eugene Johansen | Chairman |
| Ross Huntington | CCCIC |
| Kyle Singleton | Individual Users <i>INDUSTRIAL USERS</i> |
| Arthur Olsen | Upper Users |
| Mark H. Williams | Lower Users |

A brief discussion followed in regards to the diversion works and measuring devices at the Mill Ditch. It was indicated that these water users need to improve their system so that the water can be regulated and accurately measured. There was also some discussion that the water being taken from Reeder Creek by people in the Reeder Creek subdivision needs to be controlled and the appropriate water right applications filed as needed.

With no further business, the meeting adjourned at 10:50 a.m.

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Those present included the following:

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| Eugene Johansen | President - CCCIC |
| Ross Huntington | Vice President - CCCIC |
| Craig Johansen | CCCIC |
| Dale Van Wagoner | Division of Wildlife Resources |
| Mark H. Williams | Mill Ditch |
| Jay Mark Humphrey | Emery County Conservancy District |
| John L. Jorgensen | Secretary - CCCIC |
| Clyde J. Magnuson | Cottonwood Creek Commissioner |
| Kyle Singleton | PacifiCorp - Hunter Plant |
| Gertrudys Adkins | Div. of Water Rights - SLC |
| Lee Sim | Div. of Water Rights - SLC |
| John Larsen | Div. of Water Rights - SLC |
| Mark Page | Div. of Water Rights - Price |