

**MINUTES OF THE DEEP CREEK  
DISTRIBUTION SYSTEM ANNUAL MEETING  
February 11, 2004  
Deep Creek/Mosby Water Users Office  
Lapoint, Utah**

The meeting was called to order at 1:00 pm with Marvin Huber conducting. He welcomed everyone to the meeting and then asked for a reading of last year's minutes by Andrew Dutson of the Division of Water Rights. Dave Murray suggested that the minutes be corrected to include his comments about the expansion of irrigated lands in the vicinity of Ouray. A motion to accept the corrected minutes was made by Martin Huber and seconded by John Justice. The motion passed.

John Larsen read the financial report, budget expenditures and delinquent water assessments for 2003. The balance of the distribution funds at the beginning of the year was \$8,285.47, receipts were \$2,558.65, expenditures were \$4,418.63, leaving a balance at the end of the year of \$6,425.49. Four accounts were delinquent for a total of \$992.43. River Commissioner Bryan Smith had not submitted travel vouchers as of the date of the distribution meeting. He stated that he would. The identities of the persons who made and seconded the motion to accept the financial report were not recorded in the minutes.

River Commissioner Bryan Smith then gave his report on the activities on the system for 2003. Bryan spoke about what he learned at the river commissioner conference that he attended. He mentioned that the water outlook for the area did not look very good until a storm hit in May. He stated that Deep Creek came up to duty after this storm and held until the end of June. He further stated that the flow was gone by August.

Bryan discussed how Mosby Creek's water was not diverted to Julius Park Reservoir until on or about May 20<sup>th</sup> of last year. Several attempts were made to have the water delivered; however, he did not know why it was not delivered earlier. He stated that this water would have been very helpful to the system. The available water from Blanchett Park never did reach 30 cfs but held to about 20 cfs until the middle of July when it started to decrease. The flow varied between 5 to 10 cfs for the rest of the year.

Bryan thanked the water users for their cooperation with the measuring devices. He also thanked Bob Leake for his assistance with the interpretation of several water rights. Bryan felt that the year turned out better than had been expected.

After Bryan Smith had finished his report Dave Murray asked if he could make a statement on behalf of Lance Luck who could not be at the meeting. Dave Murray asked why Bryan Smith delivered about one cfs of water to the Justices and who authorized it. Dave strongly disagreed with the delivery. Raymond Murray read a 1979 letter from the State Engineer and two court orders from the 1950's. Bob Leake responded that the delivery was done based upon what had been done for 20 years. Lee Sim and Bob Leake said that they would pursue this matter further.

Marvin Huber then discussed the budget and assessment for the upcoming year. Lee Sim

mentioned that the State Engineer's assessment this year would be \$526.00. After some discussion, a motion was made by Raymond Murray to set the proposed budget at \$8,757.00. Martin Huber seconded the motion. The voting was unanimous. Martin Huber made the motion to set the assessment at \$6,400.00. Dave Murray seconded the motion. The voting was unanimous.

The meeting was opened for business items. Dave Murray asked Bob Leake about the Mosby Decree and leaving the gate open at Julius Park. Bob replied that he did not know that the gate had been closed. John Larsen read the snow water equivalent percentages for that day from the NRCS Snotel sites. The Snotel sites were as follows: Mosby Mtn. 122%, LakeFork Basin 96%, Five Points Lake 100%, Chepeta 89 %, Lake Fork #1 90% and Rock Creek at 103%. The Brown Duck sites percentage was unavailable according to the Snotel report.

Marvin Huber then mentioned the last item of business was the appointment of directors for the upcoming year. A motion was made by Dave Murray to retain the directors as constituted and to vote them in by acclamation. The voting was unanimous.

With no further discussion, a motion to adjourn the meeting was made and seconded.

Those attending the meeting were as follows:

Name	Representing
Martin Huber	Deep Creek Water User
Marvin Huber	Deep Creek Water User
John Justice	TPJ Ranch
Brian Murray	
Raymond Murray	Deep Creek Water User
David L. Murray	Deep Creek Water User
Bryan Smith	Water Commissioner
Gertrudys Atkins	Division of Water Rights - Salt Lake Office
John S. Larsen	Division of Water Rights - Salt Lake Office
Lee Sim	Division of Water Rights - Salt Lake Office
Andrew W. Dutson	Division of Water Rights - Vernal Office
Bob Leake	Division of Water Rights - Vernal Office