

FREMONT RIVER DISTRIBUTION MEETING MINUTES
ANNUAL WATER USERS MEETING
January 21, 2004

Minutes of the Fremont River Distribution System held at Loa, Utah. The meeting convened at 3:00 p.m. with Mr. Lee Sim conducting.

Mr. Sim brought the meeting to order. There were no minutes available from the previous year's meeting.

Mr. Sim then reviewed the previous year's financial report. The balance at the beginning of the year was \$7,709.99, receipts at \$3,154.08, expenditures at \$3,900.10 for an ending balance as of December 31, 2003 at \$6,963.97. The assessment for 2003 was set at \$3,000.00. There were two accounts delinquent for a total of \$28.70. A motion was made to accept the financial report by Phil Pace, seconded by Kay Hickman, all approved.

Jan Ellett, water commissioner was not present at the meeting. John Jackson said the commissioner made several trips down to the Caineville area but he was difficult to contact when his services were needed, so regulation did not occur when it should have. Keith Durfey mentioned that Jan did monitor the Pleasant Creek system. There was some discussion concerning the replacement of the commissioner. Lee mentioned that the appointment of Mr. Ellett is for four years but the state engineer can remove the commissioner from office if there is just cause. It was noted that Mr. Ellett did not submit a commissioner's report for 2003 and the fact that he has not attended this meeting for two years in a row is a concern. The Division of Water Rights did prepare a schedule of times and locations the commissioner is to visit during his routine.

Keith Durfey asked if the commissioner has received adequate notice of this meeting. Notice was mailed to him and there was no returned mail. A motion was made to remove the commissioner from office. The voting was 2 in favor, none opposed, 5 abstentions. A motion was made by John Jackson to arrange a meeting with the commissioner, seconded by Keith Durfey to discuss the water user's concerns. Mr. Sim stated he will arrange a time and place with Mr. Ellett to discuss the duties and responsibilities of the commissioner mentioned here in the meeting.

Mr. Sim then asked for input into the 2004 budget. After some discussion, Phil Pace proposed the budget be set as follows: Commissioner' salary \$1200.00, Social Security, \$92.00, Travel Expense, \$1750.00, Insurance Premiums, \$46.00, Contractual Services, \$1300.00, State Engineer's Assessment, \$293.00, Telephone Expense, \$515.00, Annual Report, \$180.00 and Miscellaneous Expense, \$74.00 for a total budget of \$5450.00 and the assessment to be set at \$2500.00. Seconded by Forrest Sims, the voting was unanimous.

The board of directors was reviewed. A motion was made by Forrest Sims to appoint Phil Pace as chairman of the board, with Keith Durfey as board member representing the Lower Users, seconded by Kay Hickman, all approved.

With no further discussion, the meeting was adjourned at 3:40 p.m.

Those attending the meeting:

<u>Name</u>	<u>Representing</u>
Lee Sim	Division of Water Rights
John S. Larsen	Division of Water Rights
Gertrudys Adkins	Division of Water Rights
Terry Monroe	Division of Water Rights
Phillip Pace	Torrey Irrigation Co.
Kay Hickman	Torrey Users
Guy G. Pace	Pace Ranches Inc.
Verl Dan Taylor	Pleasant Creek
Keith A. Durfey	Notom
John D. Jackson	Caineville Canal Co.
Forrest Sims	Self