

MINUTES OF THE MEETING OF THE OGDEN RIVER WATER RIGHTS ASSOCIATION WITH UTAH STATE ENGINEER AND HIS REPRESENTATIVES, HELD JANUARY 11, 1966 AT 3:30 P.M.

Present were:

E. H. Southwick, Chairman
Horace Rhees
Charles L. Heslop
Clarence Smith
James N. Randall
Haynes R. Fuller
Keith Jensen
E. J. Fjeldsted, Secretary
Elmer J. Taylor, Utah Power & Light Co.
J. G. Haight, Utah Power and Light Co.
Vern D. Hancock, North Ogden Irrigation
Loren Hardy, Mtn. Canal Irrig. Co.
Wm. J. Smout, North Slaterville Irrig. Co.
A. J. Robson, President, Plain City Irrig. Co.
Harvey H. Stone, Lynne & Bertinoti Irrig.
Frank Mastronardi, Lynne Irrig. Co.
Wayne M. Winegar, Weber Basin Water Conservancy District
Robert W. Jensen, Utah Water Users' Assoc.
J. Floyd Barnett, Ogden River Commissioner
Richard R. Pexton, State Engineer's Office
Frank Reese, State Engineer's Office
Donald C. Norseth, Distribution Engineer, State Engineer's office
Hubert C. Lambert, State Engineer

I

HUBERT LAMBERT, STATE ENGINEER, OPENS SESSION

Mr. Hubert Lambert, State Engineer, opened the session and observed this is the first annual meeting he has attended with the Association since he became the official State Engineer. He stated he was happy for this opportunity to meet with the organization representing the water users of this important watershed, the Ogden River.

He assured the group of the interest of the State Engineer's Office in assisting the people throughout the state with problems connected with water resources of the state and its various uses by the citizens of the state.

He reported the State Engineer's office has four main branches located in Cedar City, Price, Vernal and Logan and indicated these centers are proving their worth daily in connection with smooth operations of the water distribution of the state and problems of the users of the state.

II

PRESIDENT E. H. SOUTHWICK REPORTS ON ASSOCIATION ACTIVITIES

President Southwick reported activities of the year. First and foremost is the Association's desire to have a full time water commissioner on the Ogden River. One meeting of the year was devoted to this end and the Annual Meeting of the Association included approval of a year-around commissioner and the finances connected therewith.

He reported one meeting was devoted to the question of the State Engineer approving 0.015 s.f. well applications without replacement, change or exchange water. This meeting resulted in a unanimous approval of a motion to the effect that the Ogden River Water Rights Association would rescind former action, which committed the Association to refrain from protesting 0.015 applications, and from this time on all applications, regardless of size, unless accompanied by replacement water, exchange water or change water, will be protested by the Association. A special committee of the Association met with the State Engineer to obtain his reaction to the new policy established by the Association and the State Engineer agreed that the policy now in effect should be rescinded because it did not allow proper distribution of the water resources of the State.

President Southwick reported the Association had reviewed gauging stations on the Ogden River and feel there is need of an adequate recording device below Pineview Reservoir in order that proper distribution of the resources of Pineview Reservoir and the Ogden River might be more accurately handled. He estimated this device would cost \$100 to \$300.

III

STATE ENGINEER'S DETERMINATION REGARDING .015 S.F. WELL APPLICATIONS

Following President Southwick's report the State Engineer stated the policy of the State Engineer from this time on would be to reject any .015 s.f. well application, or any and all applications not supported by change, exchange or replacement. He stated a careful survey of the .015 s.f. applications granted to date, indicate gross violation of the regulations involved and he felt applications approved to date should be carefully resurveyed by the State Engineer's Office to the end that replacement, exchange or change water be secured by those granted applications and that failure of the owner of the permit to do so would result in revocation of the applications.

In this regard the question was asked with reference to the amount of water that should be submitted to the State Engineer for replacement, exchange or change for a .015 s.f. applications the State Engineer stated the standard over the state and with the State Engineer for replacement, exchange or change for .015 s.f. applications is 3/4 of an acre-foot per family.

The State Engineer indicated survey of the applications would take some time and should be accomplished gradually inasmuch as regulations that accompany .015 applications are not being observed.

IV

APPROVAL OF MINUTES AND FINANCIAL REPORT PRESENTED BY SECRETARY

Secretary Fjeldsted read the minutes of the annual meeting of December 28, 1965 and the 1965 meeting with the State Engineer representatives. In reviewing the minutes of the Meeting with the State Engineer January 12, 1965, he read a considerable portion of that set of minutes and the following was included: "Any funds required to purchase necessary suitable equipment for the use by the commissioner will be supplied through the Association Account." There had been some misunderstanding as to what the Association Account meant, however, it was finally agreed upon by the State Engineer's representatives and the representatives of the Association.

With respect to the Annual Meeting Held December 28, 1965, these minutes were read in detail with particular emphasis on the following paragraph:

"The following 1966 Budget was presented, adopted and accepted in a motion made by Director Porter and seconded by Director Heslop, with the Chairman's statement as follows: The Budget proper amounting to \$4,871.70 be secured by the State Engineer's assessment of the

water users on the system and that the sum of \$301.88, which represents a deficit for 1965 operations due to expenditures in correcting problems necessary for proper distribution of water resources of the Ogden River, be paid directly to the Ogden River Water Rights Assoc. by the State Engineer, charging this amount to the reserve account resting in the State Engineer's office as a trustee for such funds which are actually owned by the water users of the system. Motion approved."

Also emphasised was the portion of the December 28th meeting pertinent to year-around commissioner on the Ogden River and the salary involved:

Commissioner's Salary

Month	Wages	Travel Exp.
January	\$ 50.00	\$ 12.50
February	50.00	12.50
March	50.00	12.50
April	225.00	50.00
May	450.00	120.00
June	500.00	120.00
July	500.00	120.00
August	500.00	120.00
September	450.00	100.00
October	225.00	50.00
November	50.00	12.50
December	50.00	12.50
Totals	<u>\$3,100.00</u>	<u>\$742.50</u>

Proposed 1966 Budget

Commissioner's Salary	\$3,100.00	
Travel Expense	742.50	
Social Security	130.20	
Retirement	124.00	
Bond & Ins. Premiums	50.00	
Misc. Expense	75.00	
Water Users' Committee **	500.00	
Commissioner's Annual Report	150.00	
Total 1966 Budget	<u> </u>	\$4,871.70

The following breakdown reflects the deficit for 1965:

Ogden River Commissioner's Salary	
November 1965	\$62.50
December 1965	62.50
	<u> </u>
	\$125.00
Bal. of Directors Salaries for November & December	156.88
Hotel Expense	20.00
Total 1965 deficit	<u>\$301.88</u>

**Water Users' Committee Expense:

Legal Counsel	\$200.00
Office Expense	25.00
Committee Expense	275.00
	<u> </u>

Total \$500.00

The minutes of the December 28 meeting unanimously recommend to the State Engineer that J. Floyd Barnett be reappointed as commissioner of the Ogden River on a full time basis, as tabulated above.

The Secretary presented the Treasurers report which was accepted unanimously.

A motion was made by Director Reese and seconded by Director Heslop that the minutes of the annual meeting of December 28th be approved and that special emphasis be put on the recommendation that Floyd Barnett be employed under the recommendations of the Association at a salary contained in the minutes and duplicated in these minutes, and further that the clearing of the \$301.88 deficit now carried by the Association be reimbursed to the Association by the State Engineer, as soon as practical, from the surplus funds carried by the State Engineer's Office, which is the property of the Association. This motion passed unanimously.

A motion was then made by Director Winegar and seconded by Director Randall that the Secretary-Treasurer reports be accepted and made part of these minutes. Motion carried.

V

ACCEPTANCE OF RECOMMENDATIONS BY STATE ENGINEER HUBERT LAMBERT

Engineer Lambert stated his office would accept recommendations made by the Association this date and would reappoint J. Floyd Barnett as Commissioner on the Ogden River in line with recommendations made by the Association.

VI

PRESENTATION OF STATE ENGINEER FINANCIAL REPORT

At this point President Southwick reported the financial statement prepared by Frank Reese had been received and he reviewed it for those present.

A motion was made by Director Smith and seconded by Director Heslop that the financial statement from the State Engineer's Office be approved as presented. Motion passed

VII

COMMISSIONER J. FLOYD BARNETT'S REPORT

Mr. Barnett thanked those who had been courteous to him this year in operating the Ogden River Distribution successfully. He stated we were unable for the first time to deliver 4500 acre-feet that Ogden City has reserved for the lower user this year - only 1500 a.f. of this amount was delivered. He touched on problems of Mill Creek and reported on the meeting called by the Association during the summer at which meeting reports of the irrigation companies served by Mill Creek were present. The entire matter was discussed in the presence of the State Engineer with no particular action taken by the Association. This meeting was called as a service to the users on Mill Creek.

VIII

ADJOURNMENT

There being no further business for consideration the meeting adjourned.

Respectfully submitted, E. J. Fjeldsted, Sec.