

**PROVO RIVER DISTRIBUTION SYSTEM
MINUTES OF SPECIAL MEETING HELD
FEBRUARY 2, 1993**

Pursuant to the Notice from the office of the State Engineer, and to call by the chairman, the Board of Directors of the Provo River Distribution System convened at 10:00 a.m. in Room 1400 of the new Utah County Courthouse.

Distribution Engineer Lee H. Sim Presided.

On roll call, the following were present:

J. Edwin Ure, Chairman	Group 1 Kamas Valley Canals
Sherman A. Giles	Group 2 Upper Provo, East Heber Valley
Harvey Van Wagoner, Vice-Chair.	Group 3 Upper Provo, West Heber Valley
Carl H. Carpenter ?	Group 4 Provo City Canals
Boyd C. Rollins	Group 5 East Provo Canals
Jack Jones	Group 6 Provo Bench Canals
Russell O. Brown	Group 7 Provo Reservoir Water Users Company
Jack M. Garner, Sec.-Treas	Group 8 Provo River Water Users Association
Ferrell Knight	Group 9 Upper Provo Individual Rights

Present from State Engineer's Office Were:

Jim Riley	District Eng.-Division of Water Rights
Lee H. Sim	Distribution Eng.-Div. of Water Rights
John Larsen	Adjudication Eng.-Div of Water Rights

Also present were:

Ernie F. Giles	Deputy Comm. Trainee
Stanley H. Roberts, Jr.	Provo River Commissioner
Daryl Devey	Central Utah Water Conservancy District

Jeff Bryant	Salt Lake County Conservancy
Tage Flint	District
Harley M. Gillman	" " " "
Richard D. Poulson	Provo Reservoir Water Users
Jonathan Jones	Company
Mike Reichert	Provo River Water Users
Ed Oslilca	Association
	U.S. Bureau of Reclamation
	Dept. of Environmental Quality
	United Park City Mines Company

Mr. Sim opened the meeting and inquired if there were any changes in officers or director, and was advised that Boyd C. Rollins filled the vacancy left by Stanley H. Roberts, Group 5, East Provo Canals and that the incumbent officers were reelected. He then introduced Jim Riley and John Larsen and advised that Mr. Riley is District Engineer for the Provo River and Utah Lake District and Mr. Larsen is the Adjudications Engineer.

Mr. Sim presented the agenda of the meeting and then turned the meeting over to Chairman Ure.

CORRECTION, ADOPTION OF MINUTES OF ANNUAL MEETING, HELD FEBRUARY 7, 1992 AT THE CALL OF THE DIVISION OF WATER RIGHTS.

It was noted that the minutes had been published and the reading of the minutes was waived.

Thereupon, there being no correction, Director Carpenter moved that the minutes be adopted, seconded by Director Knight, and carried unanimously.

FINANCIAL REPORT OF 1992 AND DELINQUENT ACCOUNTS.

Mr. Sim then presented the 1992 Financial Report and delinquent accounts as prepared by the State Engineer. The Financial Report is attached hereto and made a part of these minutes.

It was noted that some of the expenditure items exceeded the amount budgeted, namely, the state retirement \$273.34, travel expense \$940.34, contractual services \$1,092.00 and health and life insurance premium \$981.47. The travel expense and contractual service reflects 1991 expenditures and change in retirement and insurance costs account for the remainder. Otherwise, all other expenditure items were well within the budget. Commissioner Roberts had, at the annual meeting held February 1, 1993, advised that \$3,051.11 of 1991 expenditures paid in 1992 is not reflected in the 1992 budget, thereby increasing the total expenditure to \$72,195.88 and reducing the balance in the Distribution Trust Fund December 31, 1992 to \$10,573.28.

Whereupon, Director Giles moved that the 1992 Financial Statement be accepted for filing, seconded by Director Rollins, and carried unanimously.

Mr. Sim noted that the delinquent water assessment accounts amounted to a total due of \$2,840.08. The delinquent accounts were discussed and it was noted that several of the delinquencies are on water rights acquired by USBR in purchasing lands for Jordanelle Reservoir and water for wetlands, and some need address changes. Also several other accounts have been abandoned. The Commissioner advised that they would work toward getting the accounts up to date.

COMMISSIONER'S & DEPUTY COMMISSIONER'S REPORT - 1992 OPERATION

Commissioner Roberts advised that the 1985, 1986, 1988, 1989, 1990 and 1992 annual reports are being computerized on the State of Utah computer system and that all annual reports will be published in the near future.

The 1991 annual report is partially complete and will be published soon.

Commissioner Roberts presented daily water delivery records covering two canals that are delivered Class "A" water and noted that the conversion factor, cubic feet per second to acre feet, is now 1.98 in lieu of 2.00 as per instruction by the State Engineer. Also a comparison of water flows in the Provo River at the Midway gaging station shows that 1992 was similar to the drought year of 1934.

Whereupon, Commissioner Roberts called upon Deputy Commissioner Giles for his report of distribution of water in the Wasatch Division during the 1992 water season.

Deputy Commissioner Giles noted that the 1992 water year was the 6th drought year in a row and there was approximately 50% water supply. The growing season started in April about 20 days earlier than usual and during April there was ample water but by June there was very little water available to the farmers. The 1992 year was a good crop year even with the drought continuing.

The Provo River peaked about May 1st at 399 c.f.s. which was about 30 days earlier than usual. Normally the peak is at about 3000 c.f.s.

The head of the river reservoirs yielded 5046 ac. ft. or about 50% of their capacity.

The first class rights in the Wasatch Division were at 100% to June 17, 50% to June 30, 19% through August and 26% through September.

Deputy Commissioner Giles noted that the SCS records at the end of January showed Trial Lake gaging station at 135% of normal or 16" of water which was equivalent to the maximum total amount in the 1991 water year.

Deputy Commissioner Giles then stated that he enjoyed his work as Deputy Commissioner on the Provo River during the 1992 water year and thanked the people who worked with him, the Water Users on the Provo River, the Provo River Distribution System, Commissioner Roberts, the State Engineer's office, the Provo River Water Users Association for its help in making equipment and operators available to build rock diversion dams along the upper Provo.

Commissioner Roberts noted that this was his 20th year as Provo River Water Commissioner and that in the water year 1992 and some years preceding there were many changes made in the distribution of water on the Provo River. With Jordanelle beginning to store Provo River Water in the spring runoff of 1993, other changes will occur that will compound the complexity in the distribution of water in both the Provo Division and the Wasatch Division. Meetings are being scheduled with the State Engineer, PRWUA, USBR, and SLCWCD, etc., to discuss and work out solutions to problems that will be encountered.

In 1992, on April 14, water diverted into the Provo Reservoir Canal and Class "A" water rights on the lower Provo River dropped 30% through August and 40% September 1, through September 15.

Commissioner Roberts Expressed his appreciation to the Board, State Engineer and others for their cooperation during the 1992 water year and noted that although it was a dry year there was harmony on the river distribution system and the problems were discussed and worked out.

BUDGET AND ASSESSMENT 1993

Chairman Ure advised Mr. Sim that a budget and assessment had been prepared by the Provo River Distribution System at the annual meeting on the 1st of February, 1993 and asked Secretary Gardner to present this budget. The prepared budget and assessment was distributed and Mr Gardner advised that he had received a letter from Lee Sim, Assistant State Engineer, regarding Budget Related Items. The letter recommended raising the Commissioner Salary by \$2,000 and that adjustments be made to travel expenses, from 35¢ to 40¢/mile.

The Commissioner's salary was increased by \$2,000 and the Deputy Commissioner's salary was increased by \$1,400. The Deputy Commissioner Trainee's salary was increased from \$1,050 to \$1,150. The Commissioner's travel expense was increased from 31¢

to 35¢/mile and the Deputy Commissioner's mileage remained at 38¢/mile. Item 2-D, travel expense, was increased from \$4,000 to \$4,500, item 9, committee expense, was increased from \$1,200 to \$1,500 and item 14, health insurance, was increased from \$9,000 to \$10,000. It was noted that \$70,500 had been budgeted and that the Distribution System assessment is \$64,400.00 with \$5,600 transferred from the trust fund and \$500 transferred from contributions.

Secretary Gardner noted that there were contributions of \$7,000 paid by CUWCD and \$2,500 was paid by PRWUCO. Of the \$9,500 contributions, \$500 (item 19), was transferred to Provo River Distributions System's assessment. Some of this extra money will be paid to the Provo River Commissioner for extra work expense caused by the implementation of the Deer Creek/Strawberry and Welby-Jacob Exchanges. The State Engineer has come up with a new format and special assessments are added to items of the Distribution System budget such as commissioner's salary, mileage, etc. This finalized budget and assessment will be presented to the Board for review at its next annual meeting.

Director Van Wagoner moved that the budget and assessment be approved. Director Rollins seconded the motion, and it carried unanimously.

The PRDS's budget and assessment are attached hereto and made a part of these minutes.

STATE ENGINEER ADVISED OF RECOMMENDATION OF COMMISSIONER AND DEPUTY COMMISSIONER

Chairman Ure advised Mr. Sim that at the annual meeting Stanley H. Roberts, Jr. had been nominated as the recommended Provo River Commissioner and Sherman A. Giles as Deputy Commissioner for the ensuing year.

Mr. Sim stated he would take the recommendations under advisement and present the same to the State Engineer and expressed his appreciation for the cooperation of the Commissioners.

OTHER BUSINESS

Representatives from the Department of Wild Life Resources and Department of Environmental Quality noted that there were two fish kills, one on the Jordan River and one on the Logan River, caused by cleaning or releasing materials into the river from forebays above diversions dams and outlined procedures to prevent fish kills in the future and noted the penalties for such fish kills.

Attached hereto and made a part of these minutes is an outline regarding sluicing of diversion structures and dams presented by Mike Reichert, Department of Environmental Quality.

ADJOURNMENT

There being no further business the meeting adjourned at 11:15 a.m.

Date Approved: _____

Jack M. Gardner
Secretary