

PROVO RIVER DISTRIBUTION SYSTEM
MINUTES OF SPECIAL MEETING HELD
January 15, 1987

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WATER RIGHTS

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 1:00 P.M. in the north Court Room 3rd floor of the Utah County Courthouse.

Chairman J. Edwin Ure 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
Kenneth Van Wagoner, Vice-Chair.	Group 3 Upper Provo, West Heber Valley
Carl H. Carpenter	Group 4 Provo City Canals
Stanley H. Roberts	Group 5 East Provo Canals
Kenneth R. Gillman	Group 6 Provo Bench Canals
Mack A. Anderson	Group 7 Provo Reservoir Water Users Co.
Jack M. Gardner, Secty.-Treas.	Group 8 Provo River Water Users Assn.
Ferrell Knight	Group 9 Upper Provo Individual Rights

Present from State Engineer's Office were:

Edward D. Feldt	District Eng.-Division of Water Rights
Kent Jones	Distribution Eng.-Div. of Water Rights
Blake Wahlen	Distribution Eng.-Div. of Water Rights

Also present were:

Stanley H. Roberts, Jr.	Provo River Commissioner
Carly Burton	Utah Power & Light Company
Richard S. Hixson	Utah Power & Light Company
M. Ronald Vance	Utah Power & Light Company
DeLoss Peay	Utah Power & Light Company
Carl H. Carpenter	Provo City Water Department
Merrill C. Bingham	Provo City Water and Waste Water

Mr. Jones opened the meeting and inquired if there were any changes in officers or directors, and was advised that the officers remained the same. That Kenneth Van Wagoner was substituting for Harvey Van Wagoner and Mack A. Anderson represented Group 7 Provo Reservoir Water Users Company. He then introduced Edward D. Feldt and Blake Wahlen, and advised that Mr. Feldt is District Engineer for the Provo River and Utah Lake District and Mr. Blake Wahlen would also be working in this District.

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

CORRECTION, ADOPTION OF MINUTES OF SPECIAL MEETING, JANUARY 9, 1986

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

Thereupon there being no corrections, Director Gillman moved that the minutes be adopted, seconded by Director Roberts and carried unanimously.

FINANCIAL REPORT OF 1986 AND DELINQUENT ACCOUNTS:

Secretary Gardner then presented the 1986 Financial Report and delinquent accounts as prepared by the State Engineer. The Financial Report is attached hereto and made a part of these minutes.

Delinquent assessments were noted in the amount of \$947.98 and that there were 32 delinquent accounts, some being delinquent for a number of years and are probably abandoned water rights. After some discussion it was concluded that 19 of the rights should be taken from the list. Mr. Jones stated that only the courts could make the decision as to whether a water right is abandoned because of non-use. That the up-coming adjudication for determination of water rights in the Provo and Utah Lake Drainage would do this. That he would check with the Attorney Generals' office and determine if they could be excluded from the list but still recognize the rights in the adjudication of water rights. Director Carpenter moved that the Financial Statement be accepted. The motion was seconded by Director Giles and carried unanimously.

COMMISSIONER AND DEPUTY COMMISSIONER'S REPORT:

Commissioner Roberts noted that the 1985 and 1986 annual reports would be out by the first of March.

Whereupon Commissioner Roberts called on Deputy Commissioner Giles for his report of distribution of the Wasatch Division during the past irrigation season.

Deputy Commissioner Giles noted that as of January 1, 1987 that the snow depth, water content and % of normal of certain measuring stations on the Provo River and Weber drainage were as follows:

<u>STATION</u>	<u>SNOW OF DEPTH</u>	<u>WATER CONTENT</u>	<u>% OF NORMAL</u>
Trial Lake	25"	6.5"	59
Beaver Creek Divide		1.8"	32
Smith & Morehouse	3"	3.2"	

Deputy Commissioner Giles noted that the average of the last 15 years at Trial Lake gauging station was 28" of water, with a maximum of 48" last year a record high.

On June 7th a dike at Trial Lake Reservoir failed and about 600 acre feet flooded down the Provo River doing considerable damage. The Forest Service has condemned Trial, Star, Crystal and Long Lakes and have locked the gates open and have ordered eleven other reservoir gates to be left open until a operating plan is submitted by a professional engineer.

On June 3rd the river peaked at 3336 c.f.s. at the Midway gauge, that the river was at 100% all year, that all the Head of the River reservoirs filled.

Deputy Commissioner Giles then stated that he enjoyed his work as Deputy Commissioner on the Provo River in 1986 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 reported that on February 19th when the big storm that had devastated northern California hit Utah that there was 2636 c.f.s. measured at the U. S. Bureau of Reclamation gauge above Deer Creek, Deer Creek Reservoir filled within 0.7' and Deer Creek was declared full and remained full until July 10th. That as of January 1st, the Association is storing 10,000 acre feet of Provo River water under its agreement with Utah Power & Light Company. Commissioner Roberts expressed his appreciation to the Board for their cooperation in the 1986 season.

BUDGET AND ASSESSMENT, 1987

Chairman Ure advised Mr. Jones that a budget and assessment had been prepared and approved at the annual meeting on Tuesday the 13th of January and asked Secretary Gardner to present the budget. The prepared budget and assessment was distributed and Secretary Gardner noted the changes made and that \$46,600.00 had been budgeted and that the assessment was left the same as the previous year of \$44,100.

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

STATE ENGINEER ADVISED OF RECOMMENDATION OF COMMISSIONER AND DEPUTY COMMISSIONER

Chairman Ure advised Mr. Jones that at the annual meeting held

on the 13 day of January that Stanley H. Roberts, Jr. had been chosen as the recommended Provo River Commissioner and Sherman A. Giles as Deputy Commissioner for the ensuing year.

Mr. Jones 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

A discussion ensued relating to the Forest Service refusing to let the gates be closed on all the rest of the "Head of the River" storage reservoirs that were not condemned. It was noted that the water users had received storage water from these reservoirs rely on this late water to mature crops as usually the Provo River is below 100% in the late part of the year. Also the stockholders in the Provo River Water Users Association that are above the Deer Creek Reservoir rely on the reservoirs that store water for the Provo Reservoir Water Users Company for exchange purposes.

Mr. Jones recommended that the Secretary prepare a letter to be signed by the Chairman to the State Engineer with a copy to the Forest Service outlining the Boards views in regard to the closing of the gates on the reservoirs that are not condemned.

Whereupon Director Van Wagoner so moved. Director Roberts seconded the motion and it carried unanimously.

ADJOURNMENT

There being no further business Director Giles moved the meeting adjourn. Director Gillman seconded the motion and it carried unanimously. The meeting adjourned at 2:15 P.M.

Date Approved: _____

Jack M. Gardner
Secretary