

PROVO RIVER DISTRIBUTION SYSTEM
MINUTES OF SPECIAL MEETING HELD
January 22, 1980

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WATER RIGHTS

Pursuant to the Notice from the office of the State Engineer, and to call by the Chairman, and the re-scheduling of the meeting at the annual meeting held January 8, 1980, the Board of Directors of the Provo River Distribution System convened at 10:00 A.M. in Room 311 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
Harvey Van Wagoner	Group 3 Upper Provo, West Heber Valley
Merrill Bingham	Group 4 Provo City Canals
Stanley H. Roberts	Group 5 East Provo Canals
Niels Anderson, Vice-Chairman	Group 6 Provo Bench Canals
Franklin K. Stratton	Group 7 Provo Reservoir Water Users Co.
Jack M. Gardner, Secty.-Treas.	Group 8 Provo River Water Users Assn.
Ernest Knight	Group 9 Upper Provo Individual Rights

Present from State Engineer's Office were:

Edward D. Feldt	Dist. Engineer-Division of Water Rights
Donald C. Norseth	Dist. Engineer-Division of Water Rights
Arthur May	Dist. Engineer-Division of Water Rights

Also present were:

Stanley H. Roberts, Jr.	Provo River Commissioner
Carly Burton	Utah Power and Light Company
Myron R. Frederick	Utah Power and Light Company
Richard S. Hixson	Utah Power and Light Company
Wayne Hillier	MWD of Provo

Mr. Norseth opened the meeting and inquired if there were any change in officers or directors, and was advised that the officers and directors remained the same. He then introduced Edward Feldt and Arthur May, and advised that Mr. Feldt is District Engineer for the Provo River and Utah Lake District and Arthur May would also be working in this District primarily in the distribution of underground water.

Mr. Norseth then presented the agenda of the meeting and noted that there had been some flooding and that reservoir content were above average with some spilling in the southern part of the state due to the heavy precipitation in January and was about 160% of normal. That Utah Lake was 1.95 below compromise elevation and it is predicted by the U.L. Commissioner that it will peak at about 0.6 below compromise.

Mr. Norseth then noted that there had been some talk of cutting the S.C.S. water measuring programs and letting the state or private water users do the measuring. That the cost for the program that covered most of the western states was only \$465,000 annually. The State Engineer believes the program should stay status quo and enlarge the SNOTEL program.

Director Gardner advised that he had attended one of the three meetings scheduled by the S.C.S. in behalf of the Provo River Water Users Association and this Board. This was the meeting held January 8th, in Salt Lake City. That about 50 people were present and after some question and answer session, those present were asked to indicate on a sheet that had been passed out, their preference of the ten proposed alternate arrangements or any other that they preferred. That a party sitting next to them made a proposal that No. 6 be amended to read "Expand the current scope of the present program by including the SNOTEL network for the region with the eventual replacement of the manual data collection system after factual comparison show the reliability of SNOTEL."

This motion was seconded and by unanimous vote by all present, was adopted.

Director Gardner advised that as far as the Provo River Water Users Association was concerned, that the SNOTEL reliability was already established.

Director Bingham inquired if the letter prepared at the annual meeting had been signed by the Chairman and sent to the S.C.S., whereupon Chairman Ure signed the letter and Secretary Gardner advised that he would mail it to the S.C.S.

Whereupon, Mr. Norseth turned the meeting over to Chairman Ure.

CORRECTION, ADOPTION OF MINUTES OF SPECIAL MEETING, January 11, 1979:

At the request of the Chairman, Secretary Gardner read the minutes of the special meeting of the Board of Directors with the State Engineer held on January 11, 1979.

The following corrections were made to these minutes:

Page 3, first paragraph; "to exchange 192 acre feet of their Deer Creek storage water," was amended to read "to exchange 2690 acre feet of their Deer Creek storage water, of which 192 acre feet was Duchesne River water."

Page 1, last paragraph; second to the last line, and page 2, first paragraph; second line U.S.G.S. was amended to read S.C.S.

Page 4, fourth paragraph; last line water "year" was added.

Whereupon, Director Giles moved that the minutes be adopted, seconded by Director Bingham and carried unanimously.

FINANCIAL REPORT OF 1979 AND DELINQUENT ACCOUNTS:

Mr. Norseth then presented the 1979 Financial Report and delinquent accounts as prepared by the State Engineer and is attached hereto and made a part of these minutes.

After due discussion and upon motion duly made, by Director Giles, seconded by Director Van Wagoner, and carried unanimously, the Financial Statement was accepted as presented.

It was noted that delinquent assessments were down to \$267.60 and that some of these existed because of the problems in determining ownership.

COMMISSIONER AND DEPUTY COMMISSIONER'S REPORT:

Commissioner Stan Roberts called upon Deputy Commissioner Giles for his report of operations on the Upper Provo River for the year 1979.

Deputy Commissioner Giles noted that the spring run off in 1979 lasted for only about three weeks and much of the water went into the ground and was followed by a record breaking dry period. The Upper Provo was at 100% to July 1st, 45% thru July and to the 1st of August when there was a good rain and 75% was delivered to the end of August, then 45% thru September. Deputy Commissioner Giles further noted that due to the dry season and the low river yield, that the crop yield was below normal on the Upper Provo.

Deputy Commissioner Giles further noted that the first available moisture in the 1980 water year was about the time of deer season in October when 2½ inches of water was measured in Heber Valley. That as of the 1st of January 1980, there was 30 inches of snow with 7 inches of water at Trial Lake, 67% of normal. Last year there was 11 inches of water. Soapstone had 13 inches of snow with 2.3 inches of water, 44% of normal; Beaver Creek Divide had 4 inches of snow with 2.6 inches of water, 56% of normal; Smith-Morehouse had 20 inches of snow with 3.6 inches of water, 56% of normal; Daniel Strawberry Divide had 15 inches of snow with 2.9 inches of water, 49% of normal. The Duchesne River drainage is around 60% of normal.

Deputy Commissioner Giles then expressed his appreciation to the Provo River Water Users Association for its assistance in constructing dry dams on the Upper Provo noting that due to the fluctuation more adjustments were needed and further expressed his appreciation for the cooperation shown by Commissioner and State Engineer and others in distributing the water on the Upper Provo in the 1979 water year.

Commissioner Roberts then reported on the Lower Provo. The winter water supply was about average. Salt Lake Valley had the driest season of record. Deer Creek Reservoir filled May 31 and remained full to June 22, the Weber River water thru the Weber-Provo Diversion Canal was shut off June 29th and some Echo Storage was brought over in May. The Duchesne Tunnel was shut off September 1st to the 14th of October. Class "A" on the Lower Provo was at 100% to July 12th and was thereafter regulated as follows:

<u>Date</u>	<u>Percentage of Delivery</u>
July 12-18	85
19-20	70
22-26	50
27-30	60
31-Aug. 11	70
Aug. 12-19	80
20-24	90
Aug. 25-Sep. 15	100
Sep. 16-19	90
20-25	80
Sep. 26-Oct. 15	60

Commissioner Roberts reported that the Orem Treatment Plant went into operation in the latter part of July utilizing water from the UP & L Flume and the Salt Lake Aqueduct. That the Jordanelle Reservoir and Dam construction had E.P.A. approval and the site was being core drilled.

Commissioner Roberts then thanked the Board, State Engineer, Deputy Commissioner and Provo River Water Users Association for the cooperation extended in the distribution of the Provo River in the 1979 water year.

BUDGET AND ASSESSMENT, 1980:

Chairman Ure advised that at the annual meeting of the Board the budget and assessment had been approved and adopted and asked Secretary Gardner to present the budget and assessment. The budget was presented and it was noted that the 1980 budget was set at \$32,200.00 and that the assessment remained at \$28,000.00 per year. Other changes in the budget were noted.

A copy of the 1980 budget is attached hereto and made a part of these minutes.

STATE ENGINEER ADVISED OF RECOMMENDATIONS OF COMMISSIONER AND DEPUTY COMMISSIONER:

Chairman Ure advised Mr. Norseth that at the annual meeting held on the 8th of January, that Stanley H. Roberts, Jr., had been chosen as the recommended Provo River Water Commissioner and that Sherman Giles be the Deputy Commissioner for the ensuing year.

Mr. Norseth advised that he would take under advisement the recommendations and present the same to the State Engineer.

Whereupon Director Gardner protested the appointment advising that the Provo River Water Users Association was having the usual problems in the operation of the Deer Creek Project due to the reports being late and inaccurate. Also, that again in September 1 to September 15, Class "A" right in Deer Creek storage went from a plus 265 to a minus 1382, September 16, a minus 1491 and September 30, a minus 1263 acre feet and was brought into balance by October 13th from water that was not being used and should have gone to satisfy the rights of the next priority, Utah Lake, Provo Reservoir Water Users Company, etc.

Director Gardner then inquired of Commissioner Roberts if he was delivering the 1.26 C.F.S. Dixon right to Provo City. Commissioner Roberts advised that he was. Director Gardner advised the Judge Bunnells ruling in the case had nullified the State Engineer's memorandum allowing the non-irrigation season delivery of this 1.26 C.F.S. Mr. Norseth advised that he had recently discussed this case with the Attorney General's Office and had been advised that this water would not be delivered unless the decision is reversed by the Supreme Court and ordered Commissioner Roberts to cease delivery and debit the Metropolitan Water District of Provo River Project water that amount delivered to date as exchange water.

ADJOURNMENT:

There being no further business and upon motion duly made, seconded, and carried, the meeting adjourned at 12:00 P.M.

Date Approved: _____

Jack M. Gardner, Secretary