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WATER RIGHTS

Annual Meeting of the Water Users of the Summit Creek System and  
Representatives of the State Engineer's Office

January 31, 1990

The meeting was called to order at 2:12 p.m. by Lee Sim, representative of the State Engineer's Office. He welcomed all those present.

Bob Fotheringham was asked to read the minutes of the last meeting. A motion was made by Noble Erickson to accept the minutes as read. Seconded by John Pitcher. Motion passed.

Lee Sim reviewed the budget and 1989 Financial Statement. The continued delinquency of George Weeks was discussed. It was stated that when it gets large enough the state may collect it, but not for several years. There was considerable discussion as to whether the ditch was used and it was the general opinion that no water came out of Birch Creek Ditch. Don Hansen noted that the balance in the trust fund was quite large again, at \$973.72. A motion was made by Noble Erickson to accept the budget and financial statement as presented. Seconded by Don Hansen. Motion passed.

The furnace came on and Noble Erickson made a motion for the removal of all coats. All with coats on seconded the motion and it was passed.

The Commissioners Report was presented at this time by Denzel Jensen. There was discussion on the Smithfield Irrigation Company measurements for the past year. When the water is low the flow should be 3 cfs plus 2 cfs for a total of 5 cfs, and should not exceed that amount at that time. Early in the year it should be 4 cfs plus 2 cfs to equal 6 cfs. They should at no time get 7 cfs as was shown on the report. There was also concern as to whether the rights should be shut off when the amount exceeded their totals, and it was decided that they should just be measured.

The discussion was that some users based on shares did not feel like they got a proportionate amount of the water that was in the canal. Smithfield Irrigation Company was satisfied with the North Bench Ditch exchange. It was represented that a share receives 3 cfs for two hours every 14 days. Sprinkler use of water instead of flooding is the cause of the shareholders concerns. Those present concluded that the canal companies would have to resolve the problem in by-law changes or by other means.

Logan-Hyde Park-Smithfield Irrigation Companys' release into Smithfield Creek was discussed. Smithfield Irrigation Company

has opted not to keep a record through the USGS. The discussion centered around the ambiguity with regard to how much water was required because of exchanges which Smithfield City and Hyde Park City were making. Don Hansen motioned that Jon Pitcher and himself attend town council meetings and get the necessary recorders installed as per agreements with Smithfield City and Hyde Park City.

Smithfield Irrigation Company needs to file a change application to incorporate the place of use change not in the original boundary. This is in conjunction with their new irrigation system.

There was a question as to whether Lynn Nilson and Keith Nilson has a right on a pond up Smithfield Canyon. It may be in the name of Miles Nilson. A motion was made by Don Hansen to accept the report as presented. Seconded by Noble Erickson. Motion passed.

Motion was made by Noble Erickson and seconded by Jon Pitcher to retain Denzel Jensen as water commissioner for 1990. Motion passed. A motion was made by Noble Erickson and seconded by Jon Pitcher that a deputy water commissioner be hired to assist Denzel Jensen in responsibilities of distribution of the water. He would be paid by funds allocated from Smithfield ~~City~~.  
Irrig. Co. Motion passed.

With no further business, the meeting was adjourned.

Those present at the meeting were:

Lee Sim	Division of Water Rights
Bob Fotheringham	Division of Water Rights
Will Atkin	Division of Water Rights
Blaine Thompson	Division of Water Rights
John Larsen	Division of Water Rights
Denzel Jensen	Commissioner
Jon Pitcher	Smithfield Irrigation Co.
Don Hansen	Logan Northern Irrigation Co.
Noble Erickson	Smithfield North Bench