

WATER USERS ANNUAL MEETING

The minutes of the Utah Lake and Jordan River Distribution System, including the Jordan River and it's tributaries.

The meeting was held in the Govenor's Board Room, Room 200, State Capitol, Salt Lake City, Utah, January 19, 1973, at 10:00 a.m.

Those present and the users represented were as follows:

Charles W. Wilson	Salt Lake City Corporation Water Department
Richard Carlquist	(President) Draper Irrigation Co.
George N. Phelps	Mousley Ditch
James R. Granquist	Mousley Ditch
Arden B. Tesch	(President) Utah Lake Distributing Co.
Vern H. Morgan	(President) Utah & Salt Lake Canal Co.
E. K. Winder	(Secretary) Utah & Salt Lake Canal Co.
Seymour J. Godfrey	(Vice President) South Jordan Canal Co.
Reed Mackay	(Superintendent) South Jordan Canal Co.
C. Rell Swensen	(President) North Jordan Irrigation Co.
E. Kirk Hill	(Superintendent) North Jordan Irrigation Co.
Alma Fairbourn	(President) East Jordan Irrigation Co.
Dean D. Kerr	Kennecott Copper Corporation
LeRoy S. Axland	(Attorney) Kennecott Copper Corporation
Clyde W. Gillam	(U.V.P. Ind.) Galena Canal
Keith L. Hansen	(Area Engineer) Division of Water Rights
John Bene	(Deputy State Engineer) Division of Water Rights
David B. Gardner	(Commissioner) Utah Lake and Jordan River

David B. Gardner, Keith L. Hansen and John Bene were present, but had no voice in the voting. The Kennecott Copper Corporation's interest was voted by Mr. Dean D. Kerr, and the United States Smelting, Refining and Mining Company's interest was voted by Clyde W. Gillam. It was determined by canvass of those present that there was a quorum in attendance.

Mr. John Bene, Deputy State Engineer, then called the meeting to order and set forth the procedure to be followed in this meeting.

Mr. Bene then submitted the 1972 Financial Statement as prepared by the State Engineer's Office for this distribution system and asked that the body approve said statement.

He then indicated the next order of business was the selection of a Chairman and Secretary for this meeting. It was moved by Mr. Swensen, seconded by Mr. Fairbourn, that Mr. Charles W. Wilson act as Chairman and David B. Gardner act as Secretary. There being no objections to these two men holding these positions, they were elected by acclamation. Voted and passed unanimously.

The meeting was then turned over to Mr. Wilson. He then asked all members present to review the minutes of the meeting held January 19, 1972. A motion was then made by Mr. Kerr, seconded by Mr. Carlquist, that the minutes be approved. Voted and passed unanimously.

Mr. Wilson indicated the next order of business was the review of the financial statement submitted to the membership by the State Engineer's Office. Mr. Keith L. Hansen of the State Engineer's Office reviewed this statement with the members, and during said review, Mr. Gillam indicated that he noticed an error in said statement. In order for the financial statement to be approved, it was necessary to call in Mr. Richard Pexton, Distribution Accountant, for the State Engineer's Office. After some discussion, it was agreed that it was merely a typographical error, and the corrected statement is to be made part of these minutes. A motion was made by Mr. Kerr, seconded by Mr. Gillam, that this corrected financial statement be accepted. Motion voted and passed unanimously.

UTAH LAKE & JORDAN RIVER DISTRIBUTION SYSTEM

1972

FINANCIAL STATEMENT

A. Balance of Distribution Trust Funds January 1, 1972:	\$6,112.11
B. Receipts and Expenditures:	
1. Receipts:	
(a) Regular Assessments	\$15,500.00
(b) Delinquent Collections	2.58
(c) Total Receipts	15,502.58
2. Total Expenditures	14,698.54
C. Balance of Distribution Trust Funds December 31, 1972:	\$6,916.15

Mr. Wilson indicated the next order of business was the election of a Commissioner and Deputy Commissioner for the recommendation to the State Engineer, Mr. Hubert C. Lambert. It was moved by Mr. Phelps, seconded by Mr. Godfrey, that David B. Gardner be recommended to the State Engineer for the position of Commissioner of the Utah Lake and Jordan River for the period of January 1, 1973 thru December 31, 1973, or until a successor be appointed and qualified, and that Jack B. Rindlisbach be recommended as his Deputy Commissioner. Mr. Gardner's salary to be set at \$5858.00, payable in twelve equal monthly installments for such portion of his time as is necessary to properly distribute the water of the system, and to file an annual report of his work with the State Engineer. In addition to the above salary, the association shall pay a \$10.00 per month phone bill, a \$20.00 a month office rent and an automobile expense

of \$.12 per mile while on official duty, and also, State Engineer to pay full retirement contribution (9.5% Gross Wage) from district's funds. Voted and passed unanimously.

A motion was made by Mr. Kerr, seconded by Mr. Swensen, that the salary for Jack B. Rindlisbach, Deputy Water Commissioner, be set at \$5151.00, payable in twelve equal monthly installments, and an automobile expense of \$.12 per mile while on official duty. Mr. Rindlisbach to be granted two weeks vacation with pay, with one week of said vacation to be taken prior to June 1st or after August 15th, and the second week at the discretion of Mr. Rindlisbach. All vacation time must be approved in advance by Commissioner Gardner. Mr. Rindlisbach also to be allowed some weekends off during the summertime, these dates also to be approved by the Commissioner. Voted and passed unanimously.

The next order of business was the appointment from the Water Users, a committee to represent the Water Users, and to transact any business with the State Engineer's Office on behalf of the water Users for the year 1973. The body selected is as follows:

Charles W. Wilson

Richard Carlquist

Alma Fairbourn

~~Dean D. Kerr~~ - c, f, Stillman

David B. Gardner

A motion was made by Mr. Phelps, seconded by Mr. Swensen, that the following men act as the committee. No objections - voted and passed unanimously.

Mr. Wilson then indicated the next order of business was the setting of the budget for the year 1973. This budget is set forth as follows:

UTAH LAKE & JORDAN RIVER DISTRIBUTION SYSTEM

<u>Budget Item No.</u>	<u>Description of Budget Item</u>	<u>Amount</u>
1.	Commissioner's Salary	\$5858.00
1-C	Matching Social Security Tax	351.00
1-F	State Retirement	555.00
2.	Deputy Commissioner's Salary	5151.00
2-C	Matching Social Security Tax	310.00
2-F	State Retirement	490.00
3.	Commissioner's Travel Expense \$.12/mile	600.00
4.	Deputy Commissioner's Travel Expense \$.12/mile	400.00
5.	Commissioner's Telephone Expense	120.00
6.	New Equipment Expense	800.00
7.	Bonds & Insurance Premiums	100.00
8.	Commissioner's Annual Report	350.00
9.	Office Supplies	100.00
10.	Miscellaneous Expense & Contingency Fund	50.00
11.	Office Rent	240.00
12.	Health Insurance Contribution	624.00
13.	Contractural Services	<u>600.00</u>
	TOTAL	\$16,699.00

Mr. Carlquist made a motion, seconded by Mr. Fairbourn, that the annual budget for 1973 be set at \$16,699.00, an assessment be made by the State Engineer's Office to the users in the amount of \$15,000.00, and with any monies used over the assessment to be withdrawn from the balance of the Distribution Trust Fund Account. Also, the State Engineer to be authorized

to use any surplus or bank balance remaining to the credit of the association on December 31, 1972, to meet expenses until such time as the 1973 assessments are collected, and that the State Engineer be authorized to charge a 10% Penalty on all accounts that are 60 days delinquent. Voted and passed unanimously.

Mr. Wilson indicated that the next order of business was to have David B. Gardner report to the users the water outlook for the year 1972, and that report is as follows:

As of January 1, 1973, the water outlook for this district was considered good and above average. The Utah Lake elevation as of this date was a -2.15 feet below compromise, which was 1.00 feet below that same elevation on January 1, 1972. The useable storage in Utah Lake was 701,600 acre feet, which was 88,800 acre feet less than the same period last year.

On October 15, 1972, Utah Lake elevation was a -3.52 feet, and it was determined by the Utah Lake and Jordan River Dam Commission that the gates at the lake would not be opened at this time. On December 12, 1972, the Dam Commission again met to study this problem, they voted to keep the gates closed, but set January 10, 1973 for their Annual Meeting. At this time, the Commission voted three to two to open the gates as soon as possible, but no later than February 1st and allow the river to run in a free flow state. The two descending votes were both Salt Lake County Commissioners. On January 17, 1973 at 9:00 a.m., these gates were opened wide. The lake at this time was a -1.78 feet.

From what information the United States Weather Bureau has furnished us at this time concerning the precipitation out look for October thru June, 1973, it is my opinion that Utah Lake will reach a high of a -0.75 feet on about April 15th. I, therefore, feel that this wasting of water should be carefully watched so that sometime between March 1st and April 1st, it might be possible to again close these gates and hold this water in storage.

As all members of this district are aware, Mr. Frank Pierson died. He was one of the Commissioners from Salt Lake County on the Utah Lake and Jordan River

Dam Commission. His replacement was Richard Carlquist of Draper, and I would now like to present his name to those members present for his acceptance on that Board. Other members of this Dam Commission are as follows:

Seymour J. Godfrey
Raymond H. Stewart
Phil Edwards
Ward C. Holbrook

As Commissioner, I have been following the proposed development of the Jordan River Parkway, with the emphasis being on the two dams proposed on the upper Jordan, and as now designed, these two dams would completely eliminate the use of the Beckstead Ditch and a portion of the Galena Canal, together with relocating necessary diversion works for the North Jordan Canal.

There is a bill now pending before the Utah Senate for the creation for a Jordan Parkway Authority, and under this bill, it is proposed that eleven persons act as directors for this project, but nowhere in the structure of this bill is there any mention of a representative from this water district. I would, therefore, like to recommend to this membership that the Governor or his representative be contacted and advised that we be represented on this authority, for it seems to me that it is the District's water that will be used in the filling and maintaining of these two dams.

The next order of business was the approval of the Commissioners of the Utah Lake and Jordan River Dam Commission from Salt Lake County, as follows:

Seymour J. Godfrey, Chairman
Ray L. Stewart, Member
Phil Edwards, Member
Richard Carlquist, Member
Ward C. Holbrook Member and Referee

Motion was made by Mr. Kerr, seconded by Mr. Swensen, that Seymour J. Godfrey and Richard Carlquist act in behalf of Salt Lake County on the Utah Lake and Jordan River Dam Commission. Also that Mr. Ward C. Holbrook act as referee for said Commission. Voted and passed unanimously.

Mr. Wilson then talked of the bill being presented to the Utah Legislature concerning the Jordan Parkway Authority. After much discussion, a motion was made by Mr. Kerr, seconded by Mr. Swensen, that a Resolution be drafted by Mr. Gardner and submitted to the sponsors of said bill, prior to the time said bill would be introduced on the floor of the senate. Voted and passed unanimously.

A motion was made by Mr. Kerr, seconded by Mr. Fairbourn, that a second resolution be drafted by Mr. Gardner and submitted to each member of the Utah Lake & Jordan River Dam Commission concerning Salt Lake County's stand with relationship to Utah Lake reaching compromise. Voted and passed unanimously. These Resolutions are attached and made a part of these Annual Minutes.

Mr. Wilson then asked if there was any additional business to be brought before this body, there being none, meeting was declared adjourned.

Chairman

Secretary

RESOLUTION

WHEREAS, the Utah Lake and Jordan River Water Distribution System is comprised of individuals, firms and corporations owning and possessing all water rights in Utah Lake, Jordan River and/or their tributaries, and

WHEREAS, there is before the Fortieth Utah Legislature a proposed enactment dealing with, among other things, the creation of the Jordan River Parkway Authority and establishing a membership on said Authority comprised of thirteen (13) persons to be appointed by the Governor, by and with the consent of the Senate, and

WHEREAS, the membership as currently proposed, does not include any representation on behalf of the Utah Lake and Jordan River Water Distribution System, or any other entity owning or possessing water rights in Utah Lake, the Jordan River or their tributaries, and

WHEREAS, representation on the Jordan River Parkway Authority by persons, firms or corporations owning and possessing such water rights is in the public interest and necessary and proper to preserve the rights vested by the Constitution of the State of Utah and statues enacted thereunder,

NOW THEREFORE, BE IT RESOLVED by the membership of the Utah Lake and Jordan River Water Distribution System that the Fortieth Utah Legislature be apprised of the need to provide adequate representation of water interests on the Jordan River Parkway Authority membership board and further that such membership board should include at least

one representative each from the Utah Lake and Jordan River Water Distribution System, the Salt Lake County Water Users Association and from industry utilizing such water.

Dated this 19th day of January, 1973.

UTAH LAKE & JORDAN RIVER WATER DISTRIBUTION SYSTEM

By /s/ Charles W. Wilson
Charles W. Wilson, Chairman

By /s/ David B. Gardner
David B. Gardner, Secretary

RESOLUTION

WHEREAS, the Utah Lake and Jordan River Water Distribution System members are deeply concerned with the possibility that waters from Utah Lake maybe running to waste due to the opening of the gates at said lake, and

WHEREAS, the Utah Lake and Jordan River Water Distribution System users feel that Utah Lake will not reach compromise in the spring of 1973, and that under the Compromise Agreement, they are entitled to store water in Utah Lake for such a time that this lake can come to compromise,

NOW THEREFORE, BE IT RESOLVED by the membership of the Utah Lake and Jordan River Water Distribution system that Utah Lake and Jordan River Dam Commission be apprised of said wants and needs and that said Dam Commission control said discharge from Utah Lake to bring said lake to as close to compromise as possible.

Dated this 19th day of January, 1973.

UTAH LAKE & JORDAN RIVER WATER DISTRIBUTION SYSTEM

By /s/ Charles W. Wilson
Charles W. Wilson, Chairman

By /s/ David B. Gardner
David B. Gardner, Secretary