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GRASSY TRAIL DISTRIBUTION SYSTEM APR 01 1996

MARCH 28, 1996

WATER RIGHTS  
SECTION

At the request of the Grassy Trail Creek water users, Mr. Lee Sim, Gertrudys Adkins, Mark Page and Casey Ford held a meeting on March 13, 1996 to discuss the appointment of a commissioner, his duties, and to explain how he would be compensated for his work. All of the users on the creek were represented, with the exception of Sunnyside Coal Company. It was unanimous among those present that a system should be organized to distribute the waters of Grassy Trail Creek. A subsequent meeting was scheduled for March 28, 1996.

This meeting was conducted by Mr. Lee Sim, who was assisted by Mark Page and Gertrudys Adkins from the Division of Water Rights. Again, all of the water users were represented, with the exception of Sunnyside Coal Company.

In order for a system to function, it will be necessary to have measuring devices at each point of diversion that is utilized. The system will be reviewed to determine where additional devices may be required. The installation of these devices will generally be the responsibility of the water user.

The water users were asked to suggest names of individuals who may be considered for commissioner. The names included Mark Martinez, Dean Anderson, Yvette Vanotten, and David Fryer. After a brief discussion, it was decided that the position should be offered to Mr. David Fryer. Mr. Paul Clark put this into the form of a motion, which was seconded by Danny Mattingly, and all present were in agreement. Mr. Fryer was telephoned at home and asked to come to the meeting to be introduced to the water users, and to determine if he would be willing to accept the position. After a brief discussion of his duties, he did willingly accept the position. Training will be provided by the Division of Water Rights staff.

Compensation for the commissioner was discussed. It was decided that when water was available, at diversion point #4, he would be required to divide the stream between the various diversions at and below #4. He would be compensated \$25.00 per day for the days which measurements were made. He would provide his own transportation. Readings are to be made every other day. After some discussion, the following budget was prepared:

Contractual Services	\$750.00
Bond	\$100.00
Annual Report	\$50.00
Miscellaneous	\$50.00
Total	\$950.00

A motion was made by Paul Clark to accept the budget, and to set the assessment at \$950.00. Assessments will be made in proportion to the first priority water rights on Grassy Trail Creek. As a result, East Carbon City will be assessed for 70%, Sunnyside Coal Company for 20%, and Sunnyside Cogeneration Associates for 10%. The motion was seconded by Scott Loveless. The motion passed.

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Some discussion followed concerning a chairman for the distribution system. Mr. Scott Loveless made a motion to appoint Paul Clark to serve as chairman. The motion was seconded by Danny Mattingly, and the motion passed.

Additional matters that were discussed included the reactivation of the measuring station on the right fork of Whitmore Creek, and the establishment of a measuring station on the left fork. It was noted that used chart recorders may be available for use at these locations from the Emery Water Conservancy District.

It is also very important that the new owners of the Sunnyside Coal Mine water right be notified as soon as possible concerning the formation of this distribution system, and of the necessity for them to participate.

Mr. Sim indicated that the commissioner would be given training concerning his duties, and that he would be responsible for distributing the water on Grassy Trail Creek. The cooperation of all the water users was solicited. He also indicated that assessments would be mailed to the water users in the next few weeks.

With no further business, the meeting adjourned at 11:30 a.m.

Those present at the meeting held on March 13, 1996 included:

Woodrow Pilling	Water User
A. Scott Loveless	Bureau of Land Management
Boyd J. Christensen	Bureau of Land Management
Kerry Flood	Bureau of Land Management
Polly Sanderson	Sunnyside City
Danny Mattingly	Sunnyside Cogeneration Assoc.
Rusty Netz	Sunnyside Cogeneration Assoc.
Joe D. Martinez	Water User
George Himonas	Water User
Gust Himonas	Water User
William Pilling	Water User
Donald R. McCourt	East Carbon City
Grant McDonald	Sunnyside City
Dean Anderson	East Carbon City
Paul Clark	East Carbon City
Gertrudys Adkins	Division of Water Rights - SLC
Lee Sim	Division of Water Rights - SLC
Casey Ford	Division of Water Rights - Price
Mark Page	Division of Water Rights - Price

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Paul Clark	East Carbon City
Donald R. McCourt	East Carbon City
Danny Mattingly	Sunnyside Cogeneration Assoc.
Rusty Netz	Sunnyside Cogeneration Assoc.
Polly Sanderson	Sunnyside City
Joe D. Martinez	Water User
A. Scott Loveless	Bureau of Land Management
Kerry Flood	Bureau of Land Management
Boyd J. Christensen	Bureau of Land Management
Gust Himonas	Water User
George Himonas	Water User
David R. Fryer	Commissioner
Gertrudys Adkins	Division of Water Rights - SLC
Lee Sim	Division of Water Rights - SLC
Mark Page	Division of Water Rights - Price