

MINUTES OF THE BOARD OF DIRECTORS OF THE
DUCHESNE-STRAWBERRY WATER USERS ASSOCIATION

FEB 28 1978

WATER RIGHTS

The Board of Director's of the Duchesne-Strawberry Water Users Association met at 9:30 a.m. in the Court House in Duchesne, Utah, March 14, 1977. President Ray Thomas presiding with Lorin Ross, Earvin Murphy, CC Mickelson, Maurice Harvey, Earl Wright, Jay Abbott and Kenneth Clayburn present.

Minutes of the meeting held March 1, 1976, were read and approved.

The Board discussed finances and Budget for 1977. It was decided that an increase in salary of the Commissioner was needed, provided the new budget did not exceed \$13,000.00, total for the year.

Moved by Mr. Lorin Ross, seconded by Mr. Harvey that the salary of the Commissioner be increased from \$7,000.00 to \$7,500.00 per year for 1977, and the same be recommended to the membership of the Association. Motion carried.

The Board of Directors commended Mr. Clayburn for the good work he has done during the present water year of 1976.

It was reported to the Directors that Mr. Leland Wright wants to resign as Secretary of the Duchesne-Strawberry Water Users Association.

Meeting adjourned.

Ray Thomas
Acting Secy.

ANNUAL BUSINESS MEETING OF THE DUCHESNE-STRAWBERRY
WATER USERS HELD IN THE DUCHESNE COUNTY COURTY HOUSE
MARCH 14, 1977, AT 11:00 O'CLOCK a.m.

President Ray Thomas presiding and conducting the meeting.

Minutes of the meeting held March 1, 1976, were read and approved.

Twenty-one (20) members were present:

Loryn S. Ross	Uintah Basin Irrigation Co.
Maurice Harvey	Uintah Basin Irrigation Co.
Kipp Merkly	Rocky Point Ditch Co.
Jay Abbott	Rocky Point Ditch Co. & Mecham Ditch Co.
David H. Scheffey	Bureau of Indian Affairs
John Saunders	Bureau of Indian Affairs
Joe Clayburn	Bureau of Indian Affairs
Ken Clayburn	Duchesne Irrigation Co.
Dale Gines	Rhodes Canal, Tabiona
Arvel Rhoades	Farm Creek Irrigation
Wayne Jones	Farm Creek Irrigation
Draden Foster	Independent right I.C.F.S.
Earvin Murphy	Duchesne Irrigation Co.
Earl Wright	Broadhead Ditch
Melvin White	Pioneer Canal Co.-Murry-White
John R. Davies	Murry White
Merlin Broadhead	West & East Rock Creek
Delbert Broadhead	Broadhead Ditch
C. C. Mickelson	StrawberryRiver
Ray Thomas	Upper Duchesne River

The Board of Directors recommended that David Kenneth Clayburn be retained as Commissioner on the Duchesne-Strawberry Rivers and that the annual salary be set at \$7,500.00, for 1977. Jay Abbott moved that the Association approve this recommendation made by the Board of Directors. Earl Wright seconded the motion. Motion carried.

Moved by Mr. Loryn Ross, and seconded by Mr. Earl Wright, that the Water Users recommend to the State Engineer that the same assessment as 1976, be set for 1977, and the total budget for 1977 be \$13,300.00, the same as the year 1976. Motion carried.

Mr. Wayne Jones suggested that the Water Users on the Duchesne River be notified as far ahead as possible when water in the ditches would be cut or reduced, also when more water can be released.

Mr. John Saunders of the Bureau of Indian Affairs discussed Court Order No. 3070, regarding water within the Uintah Basin.

A tentative Diversion Schedule of the Uintah Irrigation Project for the 1977, year on the Duchesne River was presented. The Schedule showed the Second feet of water from April 4, to October 19, 1977. It showed 1 second foot per 300 acres down to 1 second foot to 75 acres. This schedule was figured on a full water right of 4.00 acre feet per acres.

Melvin White discussed the Starvation Reservoir operation for 1977.

At the present time there is 140,000. acre feet of water in the Reservoir, and 1/2 of this amount will be held back. Available water can be purchased at the rate of \$2.29 per acre foot.

Election of Board of Directors is as follows:

Ray Thomas	3 year term
Jay Abbott	3 year term
Earvin Murphy	3 year term

The above were elected by acclamation. It was moved by Melvin White that the Directors be accepted by acclamation. Loryn Ross seconded the motion. Motion carried.

As Mr. Leland Wright is resigning as Secretary as of this date, a new Secretary will need to be appointed. Action of appointment of a Secretary to be taken care of by the Board of Directors.

Moved by Mr. Earl Van Tassell, seconded by Mr. Loryn Ross that Mr. Ray Thomas be elected President of the Duchesne-Strawberry Water Users Association. Motion carried.

The 1977 Board of Directors and Officers are as follows:

Ray Thomas	President
Maurice Harvey	Vice President
Jay Abbott	Director
C. C. Mickelson	Director
Earvin Murphy	Director
Earl Wright	Director
Loryn Ross	Director

The shareholders of the Associated Waterusers of the Duchesne and Strawberry Rivers were sent notices of two proposed changes in the Articles of Incorporation. The Board of Directors recommended the proposed change.

Mr. Melvin White moved that the Articles of the Associated Water Users of the Duchesne and Strawberry Rivers be adopted as follows:

1. That Article 7, paragraph(B) be changed to read as follows:
"For the purpose of electing directors who represent all sections of the Duchesne and Strawberry River areas, such areas shall be divided into three districts. The names of the districts, together with the number of directors to be elected from each district, are as follows:
 - a. One director from the Strawberry River users.
 - b. Three directors on diversions below Duchesne City.
 - c. Three directors on diversions above Duchesne City.

Directors shall be elected from each district as indicated above by a majority of the stockholders in each such district. The directors shall annually, from their own number, elect a president and a vice president and a secretary-treasurer. The directors may appoint a secretary-treasurer who need not be a directors. Five directors shall constitute a quorum."

2. That Article 7, paragraph (C) be changed to read as follows:

"The annual meeting of the stockholders of this corporation shall

be held during the month of March of each year, at a time and place set by the board of directors. Special meetings may be called by the president or in the event of his failure or refusal to act, by a majority vote of the board of directors. Notice of any meeting of stockholders, including the annual meeting, shall be given by mailing by regular mail a written notice to the last known address of each stockholder at least ten days and not more than fifty days immediately preceding the date of such meeting."

The Motion was seconded by Mr. Clifton C. Mickelson. All members present at the meeting voting Aye, the motion carried.

Meeting adjourned.

Alfred C. Mickelson
Clifton C. Mickelson

ANNUAL DISTRIBUTION MEETING OF THE DUCHESNE-STRAWBERRY
 WATER USERS ASSOCIATION, INC., WITH THE STATE ENGINEER
 HELD IN DUCHESNE COUNTY COURTHOUSE, DUCHESNE, UTAH
 MARCH 14, 1977, at 1:00 p.m.

The meeting was called to order by Don Norseth, Distribution Engineer, introducing John Bine, Deputy State Engineer and Robert F. Guy, Area Engineer Division of Water Rights.

Mr. Norseth reported on the water forecast as of January 1977, which showed below average. It is expected to be 37% of Normal in the area. However, forecast for spring moisture should bring the average nearer the 50% average. The State of Utah as a whole is in a water shortage era for 1977.

With this introduction Mr. Norseth invited Mr. Ray Thomas, president of the Duchesne-Strawberry Water Users to conduct the remainder of the meeting.

The minutes of the March 1, 1976, meeting were read. Mr. Melvin White moved that the minutes be approved as read. Mr. Loryn Ross seconded the motion. Motion carried.

Mr. Don Norseth gave the 1976, Financial Report as follows:

DUCHESNE-STRAWBERRY RIVER DISTRIBUTION SYSTEM
 1976
 FINANCIAL STATEMENT

A.	Balance of Distribution Trust Funds January 1, 1976:	\$6,889.69
B.	Receipts and Expenditures:	
1.	Receipts	
	(a) Regular Assessments	\$ 8,919.48
	(b) Delinquent Collections	43.82
	(c) Total Receipts	8,963.30
2.	Expenditures	\$ 10,724.36
C.	Balance of Distribution Trust Funds December 31, 1976:	\$5,128.63

OFFICE OF THE STATE ENGINEER
 DUCHESNE-STRAWBERRY RIVER DISTRIBUTION SYSTEM

1976 Budget Item No.	DISCRIPTION OF BUDGET ITEM	1976 Amt. Approved	Total 1976 Expendit
1.	Commissioner's Salary	\$ 7,000.00	\$ 7,000
1-C	Matching Social Security Tax	450.00	409
1-F	Matching State Retirement	423.60	460
2-A	Commissioner's Travel Expense 15¢ per Mi.	2,400.00	1,590
2-B	Commissioner's Phone Expense	100.00	53
3.	Bonds & Insurance Premiums	60.00	50
4.	Distribution Supplies & Equipment	1,300.00	864
5.	Miscellaneous Expense	326.40	0
6.	Annual Report (1976)	240.00	129
7.	Board of Directors Expense	500.00	166
8.	Dep. Commissioners if needed	500.00	0
	Total 1976 Budget	\$13,300.00	\$10,724
	Total 1976 Assessment	9,000.00	

DUCHESNE-STRAWBERRY RIVER DISTRIBUTION SYSTEM
1976 DELINQUENT WATER ASSESSMENT
as of MARCH 7, 1977

<u>S/E Acc't No.</u>	<u>NAME & ADDRESS:</u>	<u>TOTAL AMOUNT DUE:</u>
5.	Ashley National Forest, Vernal Utah C/Ø Forest Supervisor 84078	\$ 2.35
7.	William R. Peatross, Duchesne, Utah	7.88
9.	Big Spring Ditch Co.-% Lamont Moon, Hanna,	62.35
27.	Farm Creek Irr.Co,% Arvel Rhoades, Secretary, Tabiona, Utah	33.21
56.	Alden Muir, Fruitland, Utah	9.55
64	Wm.R. Peatross, Duchesne, Utah	9.13
85.	Tabby Irrigation Co. % Earl H. Van- Tassell, Sec., Tabiona, Utah	856.63
92.	Ute Indina Tribe % Thomas G. Appah Fort Duchesne, Utah	3.35
97.	Russell Cummings, RFD Box 667 Heber City, Utah 84032	3.08
99.	William R. Williams, Duchesne, Utah	7.63
TOTAL AMOUNT DUE		\$995.16

Moved by Melvin White and seconded by Jay Abbott that the Financial Report for 1976, given by the State Engineer's Office be approved. Motion carried

David K. Clayburn, Commissioner presented his report for 1976, on the Distribution and Water supply of Duchesne and Strawberry Rivers. Mr. Clayburn reported that his working relations with the Water Users was very good. Measuring devices are in better shape than a year ago. The State Engineer's Office has been very cooperative with him and he enjoyed his work. Water Users were purchasing some water from the Central Utah Project and it is delivered from the Starvation Reservoir.

It was moved by Mr. Loryn Ross that the Commissioner David Clayburn's report be accepted. Mr. Murphy seconded the motion. Motion carried.

The Board of Directors of the Duchesne-Strawberry River Water Users Association recommended the following budget for 1977:

BUDGET FOR 1977

1.	Commissioner's Salary	\$ 7,500.00
1-C	Matching Social Security Tax	500.00
1-F	Matching State Retirement	500.00
2-A	Commissioners Travel Expense (15¢ per Mi.)	2,300.00
2-B	Commissioner's Phone Expense	100.00
3	Bonds & Insurance Preimums	60.00
4	Distribution Supplies & Equipment	800.00
5	Miscellaneous Expenses	300.00
6	Annual Report	240.00
7	Board of Directors Expense	500.00
8	Deputy Commissioner if needed	500.00
Total Budget for 1977		\$13,300.00

Loryn Ross moved that the recommended budget of \$13,300.00 for 1977, be approved. Melvin White seconded the motion. Motion carried.

Moved by Melvin White and seconded by Earvin Murphy that approval be given

for David Kenneth Clayburn to continue as Water Commissioner and the salary of \$7500.00 be approved. Motion carried.

Loryn Ross suggested that 3 acre feet of water be used for delivery during the 1977, irrigation season. The BIA has suggested 4.00 acre feet. Water users present at this meeting voted to have delivery made on the 3 acre feet for 1977.

Mr. John Saunders of the Bureau of Indian Affairs wanted to go on record as not concurring with the 3 acre feet of water, but would go along with what the Ute Indian Tribe would recommend for the 1977 water season.

THE FOLLOWING WERE PRESENT AT THIS MEETING:

John Bene	Deputy State Engineer
Donald C. Norseth	Div. of Water Rights
Bob Guy	Div. of Water Rights
Loryn S. Ross	Uintah Basin Irrigation Co.
Maurice E. Harvey	Uintah Basin Irrigation Co.
Frank Murphy	Duchesne Irrigation Co./
Earvin Murphy	Duchesne Irrigation Co.
Ken Clayburn	Duchesne Irrigation Co.
Earl Wright	Broadhead Ditch
Kipp Merkley	Rocky Point Ditch Co.
Melvin White	Pioneer Canal-Murray White
Draden Foster	Independent-ICFS
John ^{II} . Davies	John R. Davies Ditch
Delbert Broadhead	Broadhead Ditch Co.
Jay Abbott	Rocky Point & Meham Ditch Co.
Howard Cowan	Rocky Point Ditch
Stephen B. Smith	U.S. Forest Service
Merlin Broadhead	East/West Rock Creek Ditch
Elmer R. Moon	Water User
Theron H. Robb	Shank Ditch
Joe Curry	Rhoades Canal Co.
Wayne Jones	Farm Creek Irrigation Co.
Eale Gines	Rhoades Canal Co. & Tabby Irrigation
Arvel Rhoades	Farm Creek Irrigation No.
Davis H. Sheffey	Bureau of Indian Affairs
Joe Clayburn	Bureau of Indian Affairs
John Saunders	Bureau of Indian Affairs
Clifton C. Mickelson	Strawberry River
Ray Thomas	Board member
Stan Adams	Division of Water Rights

Meeting adjourned.

John R. Davies
Bob Guy