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CEDAR CITY

MINUTES OF CEDAR VALLEY DISTRIBUTION SYSTEM
HELD THURSDAY, FEBRUARY 15, 1979
7:40 P.M.

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WATER RIGHTS

This meeting was called to order by Mr. Donald Norseth. He introduced Mr. Art May who is affiliated with the Division of Water Rights in Salt Lake City, and whose main responsibility pertains to underground water and distribution and enforcement. He also introduced Mr. Gerald Stoker and Mr. Ross Miller, also with the Division of Water Rights.

The water picture at this time looks different than last year, Mr. Norseth stated. The February 1st forecast sees Coal Creek at 176% of normal, Virgin, 233%, Upper Sevier, 216%; most of the State's reservoirs are very high, above their usual capacity, and some are being emptied. Some water is being taken out of Gunlock and Enterprise reservoirs, and compared to other years, it appears that we have a real good water year ahead, providing it doesn't come off all at once.

Mr. Norseth stated that this is the annual distribution meeting, and we talk about water distribution. He went on to explain the agenda for the evening, which was as follows: Minutes of 1978 meeting, Financial Report, Commissioner's Report for 1978, Budget, the naming of a Water Commissioner for 1979, and any further discussion. He then turned the meeting over to Chairman, Brent Jones. Chairman Jones then called for the minutes of the 1978 meeting. The minutes were read by Secretary, LaRee Garfield. Howard Nelson made the motion that the minutes be approved as read; Thelmer Stratton seconded the motion, and it was unanimously passed by the members present.

Chairman Jones then asked Mr. Clemont Adams to present his Commissioner's Report for 1978.

COMMISSIONER'S REPORT: (A copy of this report was given to the heads of the various fields prior to the meeting, and a copy of the same is attached hereto and made a part hereof by reference.)

Clemont stated that we are probably getting tired of looking at him after all these years, and Howard Nelson said that Clemont is just learning how to do his job! Clemont went on to say that 1977 was the driest year we have had for a long time, but hope of a wet year for 1978 was raised, as much snow and heavy rain accumulated until the 1st of May. On May 3rd at 9:00 P.M., Coal Creek peaked, and with 56 days of storms, a good season was enjoyed. The year ended in a stormy and cold fashion. The creek was frozen over until the 9th day of February, 1979, except for one day when it thawed, forcing large amounts of water into the ditches for brief periods of time.

The Water Commissioner made 349 trips along Coal Creek, and his deputy made eight trips.

The inventory of equipment on hand is one IBM typewriter and one Hewlet-Packard Electronic Calculator.

Clemont's recommendations are much the same as always. Broken meters are still the main problem, and the Commissioner and his deputy are getting very discouraged. It is impossible to handle the job properly unless the meters are working. Some

people report that they have tried to get the meters fixed, but that they cannot get anyone to do the repair work.

Clemont then expressed his appreciation to Sandra McCall, Gerald Stoker, Bulloch Brothers, Theon Bauer, California Pacific National, and the FAA.

Clemont then reported that Coal Creek ran 38,000 acre feet of water, all of which comes in about a 60 day period of time. This creates a problem when the farmers do not have the water all along to mature their crops. He stated that he expects that we will have a lot of water out of Coal Creek this year, and estimated about 42,000-43,000 acre feet. Clemont went on to say that a lot of users have a lot of land and a lot of water, and yet, people who have never overpumped before, overpumped this year. He further reported that his son who was his deputy has now moved, so we have a new deputy, and this has created a few problems.

Clemont stated that as he advised in the last report, it is important that the ditches be cleaned, as we expect a good runoff this year. There will be a lot of water coming into this valley, and in the companies, people need to be prepared to take the water when it comes their turn, and use the water and spread it over the land and fill the cavities, because we may have a dry summer. Ninety percent of the flow of Coal Creek comes in 60 days, so he advised that we get the ditches cleaned and the land prepared to use this water. With the new diversion in Kanarra, the water down that way should be able to be better controlled. The harvesting of a water crop is important business, so we have all got to get ready for it.

Clemont resigned as Water Commissioner. Chairman Jones then asked for a motion to approve the Water Commissioner's Report. Max Heap made the motion that we approve the report, Howard Nelson seconded the motion, and it was unanimously passed by the members present.

Clemont then stated that the trouble in Iran may cause problems with the cost of gasoline, so we should make some provision for an increase for the Commissioner and his Deputy.

FINANCIAL REPORT: Mr. Norseth went over the 1978 Financial Statement, a copy of which is attached hereto and made a part hereof by reference. Chairman Jones went over the delinquent accounts to make sure that we have the correct addresses for the presidents of the various companies. Dr. Prestwich said that he could not understand why South and West Field had such a large delinquency, and he asked who the president of the company is. Thelmer Stratton reported that Moroni Perry is still the president of that company.

Chairman Jones then asked Clemont how many had overpumped, and Clemont said that 20 people had overpumped, for a total of 1300 acre feet of water. Clemont said that he doesn't figure his report until the Christmas holidays, and by then people have quit pumping, and so he doesn't know how to solve this problem. Dr. Prestwich asked where they overuse, and Clemont said that after the creek water is gone, the people have to keep pumping to produce their crops. Lehi Jones made the motion that we approve the budget as set up at \$6,300.00. Howard Nelson made an amendment to the motion that we adopt the assessment at \$6,100.00, the same as last year. Dr. Prestwich seconded the motion, as amended, and it was unanimously passed by the members present.

Chairman Jones then stated that we needed to nominate a new Water Commissioner. Dr. Prestwich nominated Clemont Adams; George Vandenberghe seconded the nomination. The nomination was voted upon by the members present and unanimously passed. Dr. Prestwich made the motion that Clemont select his deputy; Howard Nelson seconded the motion, and it was unanimously passed by the members present. Clemont then stated that his new deputy is his son-in-law, Gene Roundy.

Chairman Jones then reported that a new chairman and board needs to be elected. He reported that Jerry Bryant has sold his farm and does not have any further interest, so a new board member needs to be elected to replace Mr. Bryant. The present members are Brent Jones, Jerry Bryant, Steven Grimshaw, Dr. John Beal and Wallace Smith. Clemont suggested that three new board members be elected. Cal Pac has demanded a vote on our board, because they have an interest in the steam plant, but Clemont said that he thinks this is a foolish thing. Max Heap then nominated Howard Nelson, and Lehi Jones seconded the nomination; George Vandenberghe nominated Ramon Prestwich, and Bud Garfield seconded the nomination; Dr. Prestwich nominated Bud Garfield, and Tom Cardon seconded the nomination; Clemont nominated Brent Jones, and Howard Nelson seconded the nomination. Dr. Prestwich moved that we proceed to ballot. Clemont seconded the motion, and it was unanimously passed by the members present. Clemont moved that we elect Brent Jones as Chairman; Dr. Prestwich seconded the motion, and it was unanimously passed by the members present. Howard Nelson made the motion that we retain the present secretary, and Thelmer Stratton seconded the motion, and the motion was unanimously passed. Howard Nelson then moved that we adjourn the meeting; Thelmer Stratton seconded the motion, and it was unanimously passed. Meeting adjourned at 8:50 P.M.

/s/ LaRee Garfield

Secretary