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WATER RIGHTS

Minutes of the
LOWER JORDAN RIVER WATER USERS ASSOCIATION COMMISSION

A meeting of the Lower Jordan River Water Users Association Commission was held Tuesday, March 27, 1979 at the offices of Moyle & Draper, 600 Deseret Plaza, Salt Lake City, Utah at 4:00 o'clock p.m. The meeting was held pursuant to written notice. Members present were S. R. Couch, Fred Lewis, Chuck Freeman (tending at the request D. F. Anderson), E. J. Skeen, W. L. Christensen and O. Wood Moyle III. Richard H. Moffat asked to be excused from attending the meeting.

A discussion ensued as to the nature of the exposure of the Commission, its members and members of the association to liability. Particular examples touched upon were possible negligent action on the part of the Commissioner in the operation of the system, or general negligent conduct, for example in the operation of his motor vehicle. It was the attitude of those present that there was no such exposure because it would appear that the operation of the system and the hiring and control of the Commissioner are under the direct control of the Engineer and that the Commission is acting merely in an advisory capacity. Nevertheless it was unanimously agreed that Chairman Skeen would both research the matter himself and ask the Attorney General of the State of Utah for a formal opinion as to the exposure of the Commission, its members

and the members of the Association, and that he would thereafter report back to the Commission.

Thereafter a discussion ensued as to various problems in the operation of the system on which no formal action was taken.

There being no further business the meeting was adjourned.

SECRETARY:

O. Wood Moyle III