

MINUTES
Cedar Valley Distribution System
Pumpers
February 17, 2015
7:15 p.m.

Those Present: (See attached roll)

Mike Silva explained that we are running two separate meetings this year, one for surface users and one for pumpers. He said that we have a separate committee and a separate chairman for each group. Last year Stephanie Gutierrez (Kaczmar), Valyn Sherratt, and Dennis Porter volunteered to serve as the Board for the pumpers. Mike asked that they decide on a chairman to conduct this pumpers' meeting, and at the end of this meeting, they can decide on a permanent chair. Stephanie agreed to conduct this meeting.

Mike said that the nature of the two groups is a little different. With the pumpers it's a mapping system with an inventory of the rights, and with the surface users it's mainly managing surface diversions. The surface users are billed on acre feet, and the pumpers are billed on mapped irrigated acreage in acres. We now have two separate commissioners, and Monti has prepared his report for this group.

Stephanie asked that the Minutes of the 2014 combined meeting be read. Jared Manning read the Minutes of the 2014 meeting, after which, Stephanie called for a discussion of the Minutes. Ramon asked that at the bottom of page one, the Minutes should read that the water is measured, but sometimes it bypasses. Mike asked that the name of Kurt Moses be changed to Nathan Moses. A motion was made to approve the Minutes as corrected; Dennis Porter seconded; Minutes approved as corrected.

Stephanie then asked Water Commissioner (pumpers) Monti Rugebregt to present his 2014 annual report. Monti reported that this was his first year serving as the Cedar Valley Water Commissioner and that it had been a learning experience to understand the distribution system. He said that Mike Silva had come down from Salt Lake City on numerous occasions to help him understand the workings of the system, who farmed what property and the systems they use. Monti plans to travel more this year to understand more in detail of the workings in the valley. He also reported that he is in the process of updating the current map to coincide with the current spreadsheet data. He is also looking into researching delinquent accounts mostly due to bad addresses and will be field proofing and checking property records at the county during this irrigation season. He reported that he had received the newest aerial photographs of 2014 through the National Agricultural Insurance Program and will be implementing it in the updated maps. Monti also commented that he had previously had the opportunity to monitor the West Graben Fissure north of Enoch for three years which gave him valuable information and a better understanding of the water aquifer and how the water level changes had impacted the ground surface level. He has also read about the aquifer storage and recovery systems, and it is his belief that such systems should be a priority in the valley and strongly considered by the water user community.

Stephanie then asked if there were any questions about the Commissioner's report. There being no questions, a motion to approve the report as presented was made; Valyn Sherratt seconded; motion carried.

Judy V. Jenson commented that she and Regina M. Lister were representing George Vandenberghe's holdings. George passed away last year, so any correspondence or meeting notices pertaining to his water rights should be sent to Ms. Jenson as noted on the roll for this meeting.

Stephanie then asked for the report from the Division of Water Rights. Jared Manning noted that a law passed last year requires that the State Engineer inventory all canals in the State. Rachel Loftus is helping with this project. There is a bill coming up this year, H.B. 258 which has to do with the Water Commissioners and what their status is so far as whether they are State employees or not. No premium has been paid into a risk fund for them, so the question is whether they are State employees and if they fit under the umbrella of the liability risk fund and the costs associated with administration of this fund. The costs would probably run from \$200 to \$1,000, and they would not be billed in this year's budget to give the commissioners a chance to think about it. The fee is based on the number of hours worked. There is the possibility of commissioners getting private insurance, but it would probably be more expensive. H.B. 258 would clarify whether they are State employees or contract employees.

Mike Silva said that the State Engineer made the decision to separate the Surface from Pumper accounts. There are a total of 185 accounts on the combined system. There are 178 pumper accounts, five surface accounts, and two that are both. Pumper accounts are billed if they have a combined minimum of five acres or more in water rights. Those accounts with under 26 acres are billed the minimum assessment of \$20.00. In 2014 there were 18,683.8 acre feet billed to surface water and 12,912.62 acres billed to pumpers. This works out to about \$0.43 per acre foot for surface and about \$0.77 per acre for pumpers. The assessments will be sent out in April or May, and delinquent accounts will be sent out in July, and a 10% delinquent penalty will be added to the bill. Kurt commented that it is important to understand that some water is owned by individuals who are not land owners. Mike said that if we had any questions, we can email him at mikesilva@utah.gov. Lloyd LeFevre asked how we are doing with water usage in this valley. Mike said that we are doing pretty well because of the use of sprinklers, but there is not enough recharge in the aquifer the reason the water tables are going down. We are using less water, but there is no recharge in the aquifer.

Jared Manning then presented the financial report for 2014. He said that there was a beginning balance as of January 1, 2014, of \$9,114.53 for the combined systems. We had receipts in the amount of \$18,373.86 and expenditures in the amount of \$18,013.40. Our ending balance as of December 31, 2014, was \$9,474.99. VaLyn Sherratt moved for approval of the financial report; Kerry Jones seconded; motion carried.

Jared said that the delinquent accounts for the pumpers is shown on page 11 of the annual report

and total \$652.62. Most of these are small amounts and are probably due to incorrect addresses.

The budget for 2015 was then discussed. The Commissioner's salary was set at \$8,000; Social Security, \$612; Insurance, \$90; Travel Expense, \$500; Secretary Expense, \$150; Miscellaneous Expenses, \$450; State Engineer Assessment, \$721; Annual Report, \$100, for a total budget of \$10,623. It was moved and seconded that the 2015 budget be approved as noted; motion carried. Mike said that we have \$5,114.69 in the residual budget, so we do not have to assess for the entire budget. Discussion followed, and Ramon Prestwich moved that we assess in the amount of \$8,000; Sam Bauer seconded; motion carried.

Jared said that we need to choose a new system chairman and committee members for the pumpers. He suggested that the committee serve for a three year term, with each term expiring at different times. Last year Dennis Porter, Stephanie Kaczmar, and VaLyn Sherratt volunteered to serve as the committee. Dan Sherratt moved that we retain the same committee; Brent Jones seconded; motion carried. Stephanie will serve for three years, Dennis, two years, and VaLyn for one year.

Mike thanked the group for their participation with the State in these meetings. The meetings are recorded and are public records. If a person has water in the system, they have one vote. Kurt asked that those attending the meeting look at the maps Monti has prepared, and if there are questions, talk to Monti.

Meeting adjourned at 8:30 p.m.

CEDAR VALLEY WELL USERS
February 17, 2015

NAME	REPRESENTING	MAILING ADDRESS	PHONE #
1. MIKE SILVA	DIV OF WATER RIGHTS	Garfield Pumphouse	801 538-7438
2. Lakee Garfield	CedarVal Dist. Inc.	295 S. Newry Dr. CC	435-559-0600
3. Sam Bauer & Deb	Self	1011 W 3000 N	586-4960
4. Lloyd Leferre	Self	701 E Nichols Cyn Rd	435-559-1604
5. Alex (Bud) Garfield	Self	335 S Jurex Ave.	435 559-1611
6. DENNIS PORTER	SELF	4650 N. PART DRAIN	586-2956
7. Paul Nelson	Union Fork Tr Co	5736 N. Marcellville Hwy	526-6495
8. Lynn Nelson	Self	3770 N. Monroville Hwy	586 8578
9. Monte Rugebrest	Cedar Valley Pumpers Association	185 W 895 S #4 Cedar City	531 3912
10. Dan and Kalya Shornick	Cedar Valley	4103 W 2600 N Cedar City	531-1423
11. Uduy V. Jensen	Georgem. Vandenberghe Family Trust	2111 E. Cliff Point Dr. St. George	8790-313-4262 592-5468
12. Regina m. Lister	Geo. m. Vandenberghe Family T.	3252 S. 4900 W. C.C.	720-592
13. Theron Heap	Self & HAMILTON FARMS	2629 S. Westview Dr #120	435-632-2102
14. K. K. Warrham	Cedar City	10 North Main, Cedar City	435-865-5117
15. Nathan Moses	Water Rights	Box 92 84721	435-586-9251
16. Kurt Vest	"	"	"
17. Bernard Reber	Self	1245 N. Fairway Dr	435-586-6706
18. Shane Prastwich	Self	844 W. Utah 1/2 Dr CC	435 867-8531
19. Kasey Prastwich		5670 South 5100 West CC	435-463-2257
20. Tamae Carpenter	self	HC 165 Box 92 Kanarrville, W.	435-559-0871

8/4/12

CEDAR VALLEY WELL USERS
February 17, 2015 (continued)

NAME	REPRESENTING	MAILING ADDRESS	PHONE #
21. Linda Kaczmars	Self - Kaczmars Farm	2832 W. 5400 N.	435-463-5557
22. JOHN JACOB	MAX REESE	5576 REVERE CIR. ^{SEE AREA}	801 261 1922
23. Kerry Jones	Jones Land & Livestock	306 South 700 West	435 586-6624
24.			
25.			
26.			
27.			
28.			
29.			
30.			
31.			
32.			
33.			
34.			
35.			
36.			
37.			
38.			
39.			
40.			