

GRAND COUNTY WATER CONSERVANCY DISTRICT
GRAND COUNTY SPECIAL SERVICE WATER DISTRICT

Special Meeting ----- June 22,
1990

The meeting was called to order by the Chairman, ATTENDANCE
D. L. Taylor at 7:00 a.m. at the District office. Other
Board members present were Gary Wilson, Jim Walker, and
David Maki.

Special Service District members present were
George White, Dan Holyoak, and Bill McDougald.

Others present were Dale Pierson, Marsha Modine,
Mark Page, Brian Ballard, Jack Campbell, and Steve
Olschewski.

Jim Walker moved and Gary seconded the motion for 1990 BUDGET
the 1990 budget amendment to the Division of Water Resources AMENDMENT
bond payment from \$82,300.00 to \$65,000.00. MOTION CARRIED.

Gary moved and Jim Walker seconded the motion that 1990 TAX
the GCWCD 1990 tax rates be set as follows: M&O Rate RATE
.000052; Debt Service .000266; combined total at .000318.
MOTION CARRIED.

Bill moved and Dan seconded the motion that the 1990 TAX
1990 tax rate for GCSSWD be set at .000505. MOTION CARRIED. RATE

D. L. presented the letter that Brent Rose faxed LETTER RE
to us yesterday of Brent's interpretation of the Moab Ir- MIC AGREE-
rigation Company contract with GCWCD. (Hereafter referred MENT
to as MIC). Everyone was given time to read Brent's letter.
D. L. stated that there had been quite a bit of correspon- DISCUSSION
dence between the District and MIC concerning points of con-
tention regarding the contract and that this meeting will
hopefully clear these points up. D. L. started with the
4600 AF to be diminished by the GCWCD stock. Jim Walker
conceded this point. THE next item was whether or not the
MIC can call for future water in an earlier month. D. L.
said that to the best of his recollection when the contract
was put together they were trying to be as equitable as pos-
sible with the creek, keeping in mind that the creek could
not be diminished to less than 3 cfs. Jim Walker said that
if we don't use future water they get shorted in the spring
of the year when they need more than contracted maximum.
Jim questioned what happens if GCWCD doesn't deliver full
July maximum and the contract maximum prevents July's excess
being used when it could be needed. Jim said that Mrs.
Walker is getting a 1/2 cfs more that she should get and
this water is being charged to the MIC. Gary pointed out
that it is Bob Byrnes job to take care of this. Jim Walker
questioned the use of "average time" readings on the creek
by Bob Byrnes, and stated he had never received the chart

showing best average times to read the creek flow. Mark Page said he had hand delivered that chart to Jim's office within 10 days after Jim had requested it.

Jim says that Bob doesn't know how to read Schumaker #1. Dale confirmed that Bob was reading the meter correctly, and stated that we actually use the totalization rather than the flow because of the possibility of fluctuation. Jim says that he feels that the Cemetery well is pumping air - Dale explained there is a mechanical reason why the meter flutters. Gary asked if we hadn't run the water from the Cemetery Well through a weir box to determine the flow. Jim said yes but that the District and Bob Byrnes have never accepted the readings from the weir.

Jim asked if someone had been assigned to make sure that flash floods get the most into the lake. Jim said that he felt that his concerns have not been considered. D. L. said that the Board had agreed to meet up at the diversion to discuss trash alleviation in clearing the grate. Jim said that Dave Maki's idea of a trash wall to divert the trash was a good idea. Dale stated that he had looked into some that the Salt Lake District had put in, and they were just not cost effective for this District. Jim stated that he thinks there is a lack of communication between Dale and the two District Boards and wants his concerns addressed. Jim said that he had originally asked that if MIC takes water in February, have they started to take their allotted water? D.L. said that no entity diverting water can take more than their right. Mark said that they don't have a problem as long as they stay within their water right. Jim asked if they no longer had winter water. Mark said that issue isn't part of the contract and MIC is still probably entitled to 800 AF of winter flow. 1063 acres under irrigation equal to 531 AF is MIC water right by decree. George said that when Larry Anderson was down looking at the diversion he couldn't see a way to get more water and avoid trash. Gary said that we have had two or three engineers look at it and have not been able to find any way to improve the design that is cost effective. Jim says that MIC needs extra water in the spring. Jim complained that there is no checking on Bob's figures until the end of the year. Jim said that Mrs. Walker is getting twice the flow she should be getting, and that Bob Byrnes is not giving any help in making changes. Mark says that he will work with Bob on this. Jim says that Howard's well pumps against head when Ray Holyoak and Minor are sprinkling. Jim says that MIC is being charged for the excess going to Mrs. Walker and that MIC is still being delivered short water as much as 1-2 cfs. Dale says that he checks Bob's readings about 9:00 am in the morning on the wells; Dale said that there have been short days and high days that he feels should even out. Mark said that high creek flow occurs at 11:30 a.m. to 1:00 p.m. D.L. asked if we had copies of the charts showing daily rise

and fall in creek flow. Dale said no and Mark said he would make sure that we would get them. Jim says that ditch 5 has sufficient water. Dale said that they need to find out what is wrong with Mrs. Walker's box. Steve Olschewski said that every time he looked at her box it was backed up and couldn't be read accurately. Jim said that the problem is that there is too much water in that ditch. D. L. said that if Bob is instructed to put less water in the ditch that will solve the problem. Jim agreed that would help. 190 gpm is what the Cemetery well is currently pumping. Bill McDougald stated that there should be more water than that, about 500 gpm or more. This could be a casing problem. Steve said that he used that well for three years and it put out over 400 gpm. D. L. said that we plan on having this well re-perforated this winter.


D.L. said that our attorneys disagreed about whether or not water could be shifted back. Jim said that MIC would just as soon have water delivered to them in April rather than November. Gary said so would we. D. L. said that he felt that it would help if MIC could write a letter setting forth all concerns regarding the contract, so the District could have a clear idea of what the MIC thinks is due. Dale apologized because he hadn't understand Jim's question about February water and thought that Jim was asking about March and April. As far as winter water being charged against contract amounts, Dale felt that as long as MIC is utilizing the instream flow in February the District would not charge this water to contract amounts. Dale asked Mark to address the problem with Dick Nunn and his claims over the 5300 AF MIC water right and the fact that the District and MIC divert that amount combined during high water both entities could be shut down for taking water above our allocation. Mark said that the entities combined were close to taking the total amount in the decree in 1989. Mark explained that the duty as to Acre Feet to be diverted was set in the decree, and when this amount was exceeded the Mesa users could begin to divert water. Steve Olschewski said that he was not sure that 5 Af per acre is totally appropriate. Mark said that when the company is taking water not in the contract it still counts toward the right. D.L. said that the delivery figures were based on consumptive use. The District would not have a problem to move the water forward if there is water available. Mark said to remember not to water too early because that water is part of the total deal. Dave Maki asked Jim how his system was monitored for excessive use. Jim explained it is based on hours taking a stream of water from the ditch.. Dave then asked what the MIC was doing about upgrading toward most beneficial use. Bill McDougald asked more shares can be assigned to a particular piece of property than it has ground to irrigate. Dave Maki asked Mark Page who has the right to change the flows. Mark said Bob Byrnes has the authority. Doug Farnsworth has been directed to construct a new diver-

sion structure for South Mesa water or his water will be cut off. Jim said that the District is not currently delivering flows that the contract calls for. Gary said that Bob is the one who should be administering the flows not the District. Jim said that every measurement has been low this month. Mark said this was the first he had heard this. Bob is doing the actual changes at the tunnel. Jim said that we need a lock on the tunnel valve. Dale has asked Ned Dalton to look at the valve and is going to come up with a way to figure how to accomplish this job. Gary suggested that we leave the wheel on and chain and padlock it. D.L. said he felt the meeting has been successful in opening up communication between the District and MIC and that he prefers this to involving attorneys. Mark asked if they are indeed going to move water forward. Gary said that we need to draft an agreement on this matter and that until this is done we will not move November water to March or February. Dave Maki asked how the creek flows were averaged. Mark said that if the total creek flow is 16 Af one day it stays 16 AF until the next reading. Maki asked Mark for a letter clarifying how the measurements are being made and that Bob is doing it correctly. Gary welcomed MIC to any of our Board meetings. Both Boards agreed to keeping lines of communication open rather than paying attorneys.

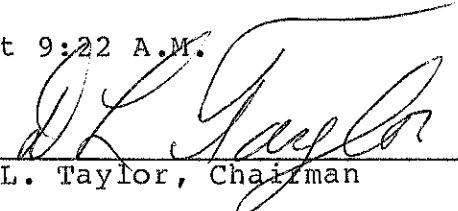
The meeting adjourned at 9:22 A.M.

ADJOURNMENT

ATTEST:



Dale Pierson, Sec'y/Treas.


D. L. Taylor, Chairman