

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
April 3, 2018

A regular meeting of the Eddy County Water Resource Board was held on April 3, 2018 at 9:00 AM in the Eddy County Courthouse. Present were Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer. Also present were Eddy County Landowner, Monty Schaefer; Bennett Johnson, Attorney for Monty Schaefer; and Eddy County Landowners, Doug Skadberg and Kris Skadberg.

The minutes of the March 6, 2018 regular meeting were presented. Larson made a motion to approve the minutes. Second by Tweed. Motion carried.

The minutes of the March 16, 2018 special meeting were presented. Tweed made a motion to approve the minutes. Second by Larson. Motion carried.

The Treasurer's Report was presented and reviewed. Larson made a motion to approve the treasurer's report. Second by Tweed. Motion carried. A Transcript bill for publication of the Notice of the Annual Joint Rocky Run meeting was presented. Larson made a motion to approve. Second by Tweed. Motion carried.

Correspondence: Various correspondence was reviewed. Except as otherwise noted herein, no specific action required.

Old Business:

Doug Skadberg/Monty Schaefer Matter: The Board reviewed Doug Skadberg's letter of March 18, 2018 wherein he voiced his concern about the selection of Daren Peterka of Interstate Engineering as the Engineer for the Rosefield Slough Dam project. The consensus of the board was to stay the course and obtain estimates of costs and services required from Peterka.

Monty Schaefer and his attorney, Bennett Johnson, presented a letter with various materials related to this matter. Johnson, on behalf of his client, objects to the Water Board pursuing a construction permit from the OSE and asserts that OSE did not have proper jurisdiction because an appropriate appeal was not filed. As a result, Johnson requests that the Water Board uphold its September 2, 2014 decision that the work done by Schaefer was limited in scope to maintenance and did not constitute construction, improvement or modification such that it required a permit from the OSE. Johnson's request was discussed but no action was taken. Peter Larson pointed out that because of the significant discrepancy in elevations presented to the Board, a close and careful look at all information is justified before the Board takes action on this request.

Rocky Run: The 2018 Annual Meeting of the Joint Rocky Run Water Board was held on March 13, 2018 at 8:00 AM in the KTL building in Fessenden. Draft minutes of that meeting were not available at the time of this Eddy County Water Board meeting. Discussed at the meeting were installation of culverts near Kittleson Crossing in the road into the Rue farmstead when weather conditions permit.

Culverts on Eddy County/Nelson County Line: The Board reviewed the March 13, 2018 letter from Nelson County Water Resource District proposing culvert clean-out and replacement (24" arch culvert 30' long). Larson moved to cost share up to \$750 to address these issues. Tweed seconded. Motion carried.

Upper Sheyenne River Joint Water Resource Board: Peter Larson attended the last meeting held on March 21, 2018 at 9 AM at the Eagles Club at Valley City, ND. Larson summarized the business conducted at that meeting. The next meeting is scheduled for April 18, 2018 at 9 AM at the Chieftan in Carrington.

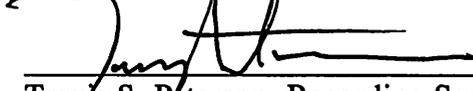
Devils Lake Basin Joint Water Resource Board: Tweed summarized the business conducted at the last meeting

held on March 14, 2018 at 9AM at the Ramsey County Courthouse. It was a quiet meeting. The Governor's Devils Lake Basin Advisory Committee meets on April 18, 2018 in Carrington at which time the 2018 Devils Lake outlet operations will be discussed. The next meeting of the Devils Lake Basin Joint Water Resource Board is scheduled for April 11, 2018 at 9 AM in the Ramsey County Courthouse.

Next Meeting: The next regular meeting of the Eddy County Water Resource Board will be held on May 1, 2018 at 9:00 AM.

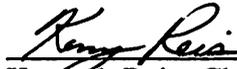
There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman