

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
January 10, 2012

A regular meeting of the Eddy County Water Resource Board was held on January 10, 2012 at 10:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed, and Travis S. Peterson, Secretary/Treasurer. Absent was Peter Larson.

The minutes of the December 13, 2011 regular meeting were presented. Tweed made a motion to approve the minutes. Second by Reis. Motion carried.

The Treasurer's Report was presented and reviewed. Tweed made a motion to approve. Second by Reis. Motion carried.

The following bills were presented for payment:

North Dakota Water Resource District Association (2012 dues)	\$475.00
Insure Forward (2012 Premium)	\$341.00

Reis made a motion to pay the bills presented. Second by Tweed. Motion carried.

Correspondence: Various correspondence was reviewed. No specific action required.

Old Business:

Mark's Diesel Repair Invoice (Kittleson/Ogren): Reis explained to the Board that the question regarding the Kittleson/Ogren invoice/work was resolved. The reference to "rubber tires" was meant to indicate "rubber tire backhoe" as opposed to "track hoe". Because this matter was resolved, Peterson paid the invoice. Peterson informed the Board that he received reimbursement from the Foster County Water Board for their 10% share. Peterson has not received Wells County's 60% cost share.

Warwick Dam: The preliminary engineering report prepared by Interstate Engineering was received, circulated among the Board members, and discussed. Peterson also indicated that he emailed a copy to Ben Varnson of the Upper Sheyenne River Joint Water Resource Board. It was agreed that Peterson should do the following: 1) Contact Damon DeVillers at Interstate Engineering and inquire about the extent to which Interstate Engineering is involved with identifying and securing cost share funds; 2) Contact Ben Varnson and inquire about the extent to which he has identified and secured cost share partners and/or commitments; and 3) email the preliminary engineering report to the County Auditor and Commissioners and secure a time on the agenda for the next Eddy County Commission meeting. The Board feels it will be in a better position to decide which alternative to pursue after the above information is gathered and the board meets with the Eddy County Commission. The general consensus of the Board is that alternative #1 (do nothing) or alternative #3 (rehabilitate and modify) are the two most feasible alternatives.

New Business:

Mark's Diesel Repair (Invoice #5763): Mark's Diesel Repair submitted a bill (Invoice #5763) for work done at the following locations: Emrick, Settlemeyer and Paul Skadberg. That bill was reviewed. The Board is unaware that any work was contracted by the Board at these locations. Reis indicated he would contact Mark Rue and address this invoice and report back to the board at the February meeting.

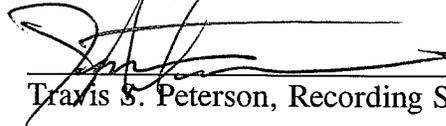
Devils Lake Basin Joint Water Resource Board: Tweed missed the last meeting and therefore had no report.

Upper Sheyenne River Joint Water Resource Board: Larson was absent from today's January 10, 2012 Eddy County Water Board Meeting and therefore there is no report.

The next regular meeting of the Eddy County Water Resource Board will be held on February 14, 2012 at 10:00 AM in the Eddy County Courthouse.

There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD

February 14, 2012

A regular meeting of the Eddy County Water Resource Board was held on January 10, 2012 at 10:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer.

The minutes of the January 20, 2012 regular meeting were presented. Reis made a motion to approve the minutes. Second by Tweed. Motion carried.

The Treasurer's Report was presented and reviewed. Larson made a motion to approve based on the understanding that Peterson will void check #723 in the amount of \$8,370 payable to Mark's Diesel Repair. Second by Tweed. Discussion concerned the fact that the Mark's Diesel Repair bill apparently related to work not contracted by the Eddy County Water Resource Board. Motion carried

Correspondence: Various correspondence was reviewed. No specific action required.

Old Business:

James River Watershed: Reis informed the Board that the James River Joint Water Resource District (JRJWRD) wants to move forward with implementing those projects identified in the feasibility study/project management plan drafted by USACE (February 2012). JRJWRD is now seeking cost share money from the State Water Commission. The JRJWRD consists of six (6) counties (Dickey, Eddy, Foster, LaMoure, Stutsman and Wells) and its focus is to seek permanent resolutions to the numerous flooding problems that occur along the James River.

Warwick Dam: The Board reviewed the Warwick Dam Project. As a result of the joint Eddy County Water Board/Eddy County Commission Meeting held on January 17, 2012, and as a further result of the Water Board's review of potential cost share partners and amounts, Peter Larson made a motion to move forward with rehabilitation and modification of the Warwick Dam as identified as alternative #3 (estimated cost \$293,750) in the Interstate Engineering Preliminary Engineering Report of December 2011. Second by Tweed. Motion carried. The following is a preliminary list of potential cost share partners (including guesstimated/potential contributions):

	Estimated Cost:	\$293,750
ND State Water Commissioner (60%)		(\$176,250.00)
ND Game & Fish		?
US Fish and Wildlife Service		(\$ 27,500.00)
US Geological Service		?
Cass County Water Resource District		(\$ 10,000.00)
Southeast Cass Joint Water Resource Board		?
Devils Lake Basin Joint Water Resource Board		?
Upper Sheyenne Joint Water Resource Board		(\$ 1,500.00)
Eddy County Water Resource Board		(\$ 44,063.00)
Other		?
	Funds needed/sought:	\$34,437

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Feb 14, 2012

New Business:

Board Re-Organization: Larson moved to re-appoint Kenneth Reis as the Chairman of the Eddy County Water Resource Board. Tweed seconded. Motion carried. Reis made a motion to re-appoint Peterson Law Offices, PC as secretary/treasurer. Tweed seconded. Motion carried.

Expired Term: The term of Peter Larson expired on December 31, 2011. Larson indicated that he was agreeable to serving another three year term.

Devils Lake Basin Joint Water Resource Board: Tweed attended the last meeting on February 8, 2012 in Cando, ND. The next meeting is scheduled for March 14, 2012 at 9 a.m. in Munich, ND.

Upper Sheyenne River Joint Water Resource Board: Larson attended the last meeting held on January 18, 2012 in Carrington. The main topic of discussion was dams. The next meeting is scheduled for February 15, 2012 in Carrington.

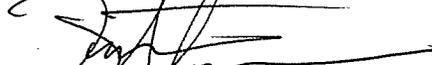
Rocky Run: Peterson informed the Board that he is in the process of scheduling the 2012 Annual Meeting for March 6, 2012 in Fessenden. The exact time has not been determined. Peterson will mail notice to the Board members after a time has been determined.

The next regular meeting of the Eddy County Water Resource Board will be held on March 13, 2012 at ~~10:00~~ AM in the Eddy County Courthouse.

9:00

There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
March 13, 2012

A regular meeting of the Eddy County Water Resource Board was held on March 13, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed and Travis S. Peterson, Secretary/Treasurer. Absent was Peter Larson

The minutes of the February 14, 2012 regular meeting were presented. Reis made a motion to approve the minutes. Second by Tweed. Motion carried.

The Treasurer's Report was presented and reviewed. Tweed made a motion to approve the treasurer's report. Second by Reis. Motion carried. The Board reviewed the terms of Bank Forward Certificate of Deposit #74723. Reis made a motion to renew CD #74723 on the same terms (.25% for six months). Second by Tweed. Motion carried.

Correspondence: Various correspondence was reviewed. No specific action required.

Old Business:

James River Watershed: A meeting is scheduled for March 19, 2012. Reis plans to attend.

Warwick Dam: Peterson gave the Board an update on his correspondence with Damon DeVillers of Interstate Engineering. The Board instructed Peterson to: 1) instruct DeVillers to mail the proposed solicitation letter to potential cost share partners; 2) inform DeVillers that the USFWS funding commitment expires on December 31, 2012; and 3) obtain a copy of the construction/project plan, if available.

Joint Rocky Run Water Board: Board reviewed the unapproved minutes of the Annual Joint Rocky Run Water Board meeting held on March 6, 2012.

New Business:

Jerry Brodell: The Eddy County Water Resource Board received from NDSWC a solicitation for comments regarding an Application to rock rip-rap a portion of the Sheyenne River bank located in Eddy County. The Board reviewed the Application. The Board has no particular comment or concern. No response to the State Water Commission is necessary.

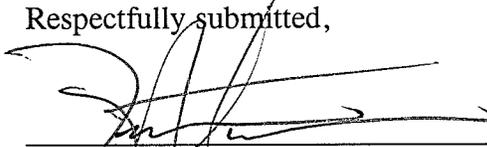
Devils Lake Basin Joint Water Resource Board: There has been no meeting since the last Eddy County Water Board Meeting.

Upper Sheyenne River Joint Water Resource Board: No update because Board Member Larson was absent from today's meeting.

The next regular meeting of the Eddy County Water Resource Board will be held on April 10, 2012 at 9:00 AM in the Eddy County Courthouse.

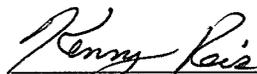
There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
April 10, 2012

A regular meeting of the Eddy County Water Resource Board was held on April 10, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer.

The minutes of the March 13, 2012 regular meeting were presented. Reis made a motion to approve the minutes. Second by Tweed. Motion carried.

The Treasurer's Report was presented and reviewed. Reis made a motion to approve the treasurer's report. Second by Larson. Motion carried.

Correspondence: Various correspondence was reviewed. No specific action required.

Old Business:

James River Watershed: Reis indicated he was not able to attend the March 19, 2012 meeting.

Warwick Dam: Peterson informed the Board that he made efforts to contact Damon DeVillers, P.E. of Interstate Engineering. These efforts have been unsuccessful. The Board encouraged Peterson to keep on DeVillers in hopes of receiving an update by the next Upper Sheyenne Joint Water Resource Board meeting.

Joint Rocky Run Water Board: The invoice for the Skadberg work was reviewed. This matter was tabled.

New Business:

Devils Lake Basin Joint Water Resource Board: Tweed provided a summary of the March 14, 2012 meeting held in Munich, ND. Tweed informed the Board that the first public showing of the Devils Lake Basin documentary is scheduled for April 12, 2012 at the college in Devils Lake. The documentary is scheduled to air on PBS on April 17, 2012. Tweed also informed the board that the Devils Lake Basin tour is scheduled for June 20, 2012. This year's tour will cover either the west end or east end but not both. Road conditions and water limit the number of miles the tour buses can cover in one day.

Upper Sheyenne River Joint Water Resource Board: Larson provided an overview of the March 13, 2012 meeting. The next meeting is scheduled for April 18, 2012 at 9 a.m. in Carrington.

The next regular meeting of the Eddy County Water Resource Board will be held on May 8, 2012 at 9:00 AM in the Eddy County Courthouse.

There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
May 8, 2012

A regular meeting of the Eddy County Water Resource Board was held on May 8, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer.

The minutes of the April 10, 2012 regular 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.

Correspondence: Various correspondence was reviewed. No immediate action was required.

The North Dakota Water Resource District Association Annual Summer Meeting registration materials were reviewed. This meeting is scheduled for July 11-13 in Fargo at the Ramada Plaza Suites. This year's meeting will be a joint meeting with the Garrison Diversion Conservancy District. Pre-registration is due by June 22. Mike Tweed plans to attend. Tweed's registration will be completed at the June 12, 2012 Eddy County Water Board Meeting.

Old Business:

Warwick Dam: Peterson presented the board members with the preliminary plan and specifications for the repair of the Warwick Dam prepared by Damon DeVillers, P.E. of Interstate Engineering. The Board discussed these matters and had the following questions for Mr. DeVillers:

1. Did DeVillers forward the request for cost share to the previously identified potential cost share partners?
2. Has DeVillers received any word from those potential cost share partners?
3. Is it appropriate or necessary to forward the preliminary engineering plan to the potential cost share partners? If so, does DeVillers take care of this?
4. Assuming the Board approves the preliminary plan and specifications, is the project at a point where the Board can advertise for bids? Does DeVillers take care of preparing the bid details/packets; advertising for bids; and bid opening?
5. Can the project be advertised to require a 2012 completion date?
6. If a 2012 completion date is feasible, then is it prudent to schedule a special meeting at which time the board will consider final approval of the plan and specifications? Or, is final approval at the next regular meeting scheduled for June 12, 2012 sufficient?

Peterson informed the board that DeVillers asked Peterson the following questions prior to the meeting: 1.) Does Eddy County own any land or possess any right of way adjacent to or near

the Warwick Dam; and 2.) Is it anticipated that Spirit Lake Tribe TERO (Tribal Employment Rights Ordinance) would apply to this project?

Based upon his research, Peterson believes: 1) Eddy County owns various adjacent land (apparently for Highway purposes); 2) State of ND owns various land north of and quite close to the Warwick Dam; and 3) Eddy County does not possess in the immediate area any rights of way. As for TERO, it is anticipated that it will not be an issue for the modification or rehabilitation of the Warwick Dam. The basis of this belief is that it was not an issue for the modification or rehabilitation of the Sheyenne Dam.

Red Bridge/Gleason Low Water Crossing: Peterson provided the Board an update concerning the red bridge repairs. The State Water Commission prepared the necessary permit applications (SWC & USACOE 404) and a proposed agreement for cost participation. Peterson reviewed those documents on behalf of Eddy County. Peterson intends to advise the County not to sign the agreement and instead require that Freeborn Township sponsor the project and sign the agreement. A special Eddy County Commission meeting is scheduled for 8:30 AM on May 9, 2012 at which time the Eddy County Commission will make a final decision regarding County involvement with this project.

New Business:

Devils Lake Basin Joint Water Resource Board: Tweed provided a summary of the April 12, 2012 meeting held at the Devils Lake Courthouse. The next meeting is scheduled for May 9, 2012 at the Devils Lake Courthouse.

Upper Sheyenne River Joint Water Resource Board: Larson informed the Board that the April 18, 2012 meeting was canceled. The next meeting is scheduled for the evening of June 19, 2012 at the Spirit Lake Casino and Resort.

The next regular meeting of the Eddy County Water Resource Board will be held on June 12, 2012 at 9:00 AM in the Eddy County Courthouse.

There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
June 12, 2012

A regular meeting of the Eddy County Water Resource Board was held on June 12, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer.

The minutes of the May 8, 2012 regular meeting were presented. Reis made a motion to approve the minutes. Second by Tweed. 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.

The following bills were presented for payment:

North Dakota Water Resource District Association (2012 Summer Convention)	\$100.00
Michael Tweed (January to June meetings and mileage)	\$1,654.64
Peter Larson (January to June meetings and mileage)	\$639.10
Kenneth Reis (January to June meetings and mileage)	\$633.59
Peterson Law Offices, PC (January to June costs & fees)	\$2,530.90

Larson made a motion to pay the bills as present. Second by Tweed. Motion carried.

Old Business:

Warwick Dam: Peterson gave the Board copies of his recent correspondence with Damon DeVillers. After reviewing that correspondence and the February 14, 2012 Water Board meeting minutes, it was agreed that the Board needs to discuss with DeVillers the funding scenarios. It was agreed Peterson would email DeVillers the February 14, 2012 Eddy County Water Board meeting minutes and schedule a time to discuss in detail the Board's questions regarding funding and how to proceed (who will do what, etc).

Red Bridge/Gleason Low Water Crossing: Peterson and Tweed updated the Board on the progress of this project. Tweed spent half a day on-site with State and Township representatives. The ball is now in Freeborn Township's court. If Freeborn Township agrees to sponsor the project then the State Water Commission will complete the project in the very near future.

New Business:

James River Joint Water Resource Board: Reis informed the Board that public meetings are presently being held regarding this Board's feasibility study as it relates to long term flood solutions within the 6 member-county area (Dickey, Eddy, Foster, LaMoure, Stutsman, Wells).

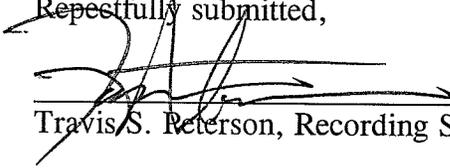
Devils Lake Basin Joint Water Resource Board: Tweed provided a summary of the May 9, 2012 meeting held at the Devils Lake Courthouse. Tweed updated the Board on Devils Lake Outlet progress. Tweed informed the Board that the Devils Lake Summer Tour is scheduled for June 20, 2012. This year's tour will cover the East end of the Devils Lake Basin. The next meeting is scheduled for June 13, 2012 at 8 a.m. in Walford, North Dakota.

Upper Sheyenne River Joint Water Resource Board: There has not been a meeting since the last Eddy County Board meeting. The next meeting is scheduled for 7pm on June 19, 2012 at the Spirit Lake Casino and Resort.

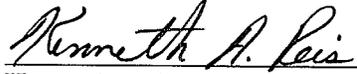
The next regular meeting of the Eddy County Water Resource Board will be held on July 10, 2012 at 9:00 AM in the Eddy County Courthouse.

There being no further business the meeting was adjourned.

Respectfully submitted,


Travis S. Peterson, Recording Secretary

APPROVED:


Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
July 10, 2012

A regular meeting of the Eddy County Water Resource Board was held on July 10, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer. Damon DeVillers, P.E., of Interstate Engineering was also present.

The minutes of the June 12, 2012 regular meeting were presented. Tweed made a motion to approve the minutes. Second by Larson. Motion carried.

The Treasurer's Report/Verified Financial Report was presented and reviewed. Larson made a motion to approve the treasurer's report and verified financial report. Second by Tweed. Motion carried.

The following bills were presented for payment:

Upper Sheyenne Water Resource Board (2012 dues) \$883.00

Larson made a motion to pay the bills as presented. Second by Reis. Motion carried.

Correspondence: Various correspondence was reviewed. No action was required.

Old Business:

Warwick Dam: Damon DeVillers, P.E., of Interstate Engineering was present to discuss various aspects of the Warwick Dam rehabilitation and modification project. Issues discussed were:

1. **Funding** - The funding sources referenced in the February 14, 2012 minutes were discussed. Also, according to Larson, US Fish and Wildlife Service may have \$25,000 available in 2012 and another \$30,000 available in 2013. It is hoped that the US Fish and Wildlife Service 2012 allocation may be secured and used for obtaining materials such as rock. According to DeVillers North Dakota Game and Fish indicates it will have \$40,000 available in 2013. The North Dakota State Water Commission's contribution will be considered at their September 2012 meeting. DeVillers indicated that he will contact all of the various cost share partners, complete all required applications for cost share, and attend any and all agency meetings required to procure cost share funds.
2. **Stock piling of materials** - DeVillers indicated he is still checking on land that might be available for stock piling construction materials. This may include land over which Eddy County possesses an easement and right of way and/or land owned in fee simple by the State of North Dakota.

3. Acquisition of materials - Larson indicated that Leon Hoyt is interested in providing rock for this project. After reviewing the preliminary plan, Hoyt is concerned that a specific size rock (i.e. 12") is required and that he can't guarantee only 12" rock. DeVillers explained that the required rock must only fit within a size range, not be of a specific size. For example, the size range might be "D - 50" which means that 50% of the rock may be 12" or more and 50% of the rock may be 12" or less.
4. Project permit applications - DeVillers indicated that he would complete all necessary project applications and obtain all necessary project permits (i.e. NDSWC permits, USACE 404 permits, etc). Peterson did inform DeVillers that a NDSWC project application was submitted in June 2008. It is Conditional Water Permit Application No. 6039. DeVillers indicated he would follow up with the status of that application.
5. Timing - The actual project is not likely to begin until, at earliest, the summer of 2013, if dry conditions continue and west end Devils Lake pumping stops. If conditions don't remain dry and/or west end Devils Lake pumping continues throughout summer of 2013 then fall/winter of 2013 is the likely time frame for beginning the project.

Based on the above discussion and information presented by Damon DeVillers, the Board was comfortable with the status of the project and the future course of action.

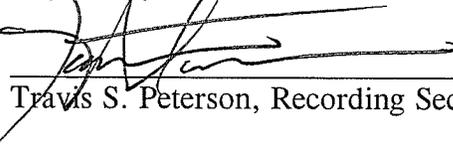
Devils Lake Basin Joint Water Resource Board: Tweed provided an overview of the last meeting held on June 13, 2012 in Walford, ND. The next meeting is scheduled for July 11, 2012 in Devils Lake, ND.

Upper Sheyenne River Joint Water Resource Board: Larson summarized the last meeting held at the Spirit Lake Casino on June 19, 2012. The next meeting has not been scheduled.

The next regular meeting of the Eddy County Water Resource Board will be held on August 14, 2012 at 9:00 AM in the Eddy County Courthouse.

There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
August 14, 2012

A regular meeting of the Eddy County Water Resource Board was held on August 14, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer. Kenneth Reis was absent.

The minutes of the July 10, 2012 regular 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. The 2013 budget was discussed. Larson made a motion to submit the following budget:

Insurance	\$ 400.00
Dues	\$ 2,500.00
Engineering	\$10,000.00
Cleanouts & Misc. Projects	\$ 5,000.00
Per Diem	\$ 6,100.00
Secretary & Legal	\$ 6,000.00
Warwick Dam restoration	<u>\$10,000.00</u>
Total	\$40,000.00

Tweed second the motion. Motion carried.

The following bills were presented for payment:

Interstate Engineering (Warwick Dam services rendered from 12-13-11 to 6-30-12)	\$8,431.25
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Larson made a motion to pay the bill as presented. Second by Tweed. Motion carried.

Correspondence: Various correspondence was reviewed. No specific action required.

New Business:

Tweed summarized his attendance at the North Dakota Water Resource District Association 2012 Summer Convention. Tweed attended various meetings and tours. Tweed indicated the convention was informative and interesting.

Devils Lake Basin Joint Water Resource Board: Tweed provided an overview of the last two meetings. The July 11, 2012 meeting was held in Devils Lake. The August 8, 2012 meeting was held at the Courthouse in Rolla. Tweed informed the Board that the Devils Lake Basin Joint Water Resource Board is planning a fall Devils Lake Basin tour on September 6,

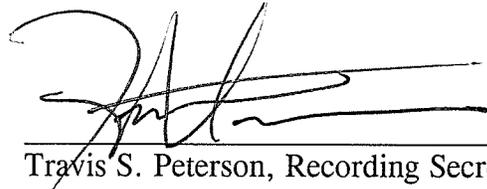
2012. The next Devils Lake Basin Joint Water Resource Board meeting is scheduled for September 12, 2012 in Adams, ND.

Upper Sheyenne River Joint Water Resource Board: Larson informed the Board that there has been no meetings since the last meeting held at the Spirit Lake Casino on June 19, 2012. The next meeting is scheduled for August 15, 2012 at 9 a.m. in Carrington, ND.

Next Meeting: Peterson informed the Board that he may have a scheduling conflict with the September 11, 2012 Eddy County Water Board meeting. The Board asked Peterson to provide written notice as that meeting date draws near. If Peterson's conflict cannot be avoided, then the September 11, 2012 water board meeting will be rescheduled to September 18, 2012.

There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
September 18, 2012

A regular meeting of the Eddy County Water Resource Board was held on September 18, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed and Travis S. Peterson, Secretary/Treasurer. Peter Larson was absent.

The minutes of the August 14, 2012 regular meeting were presented. Reis made a motion to approve the minutes. Second by Tweed. Motion carried.

The Treasurer's Report was presented and reviewed. Tweed made a motion to approve the Treasurer's report. Second by Reis. Motion carried. Bank Forward Certificate of Deposit #74723 matured on September 9, 2012. The Board reviewed renewal options. Reis made a motion to renew the CD under the same terms and conditions (6 months at 0.25%). Tweed seconded. Motion carried.

Correspondence: Various correspondence was reviewed. No specific action required.

New Business: NONE

Old Business:

Warwick Dam: Peterson informed the Board that Damon DeVillers, PE, submitted to the ND State Water Commission the construction plans and cost share request.

Devils Lake Basin Joint Water Resource Board: Tweed provided an overview of the last meeting held on September 12, 2012 at the café in Adams, North Dakota. Highlights included the September 6, 2012 Devils Lake Basin tour. That tour was very well attended. There were enough registrants to fill two large buses. Other registrants were turned away. Also, Part I of the Devils Lake Basin documentary is in the running for an Emmy Award. Part II of the documentary is nearing completion and will likely be ready for public viewing in December of 2012.

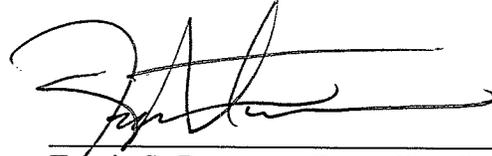
Upper Sheyenne River Joint Water Resource Board: No update.

Next Meeting: The next regular meeting will be held on October 9, 2012 at 9 a.m.

The Board agreed that future monthly meetings will be held the first Tuesday of each month beginning November 6, 2012. Beginning with that November 6, 2012 meeting the time of meeting will change to 10 a.m., consistent with the Board's typical practice of changing the meeting time to 10 a.m. in the fall/winter and 9 a.m. in the spring/summer (as triggered by daylight savings).

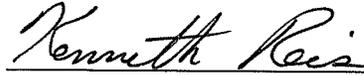
There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
October 9, 2012

A regular meeting of the Eddy County Water Resource Board was held on October 9, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer.

The minutes of the September 18, 2012 regular meeting were presented. Reis made a motion to approve the minutes. Second by Tweed. Motion carried.

As for a Treasurer's Report, Peterson informed the Board that there were no financial transactions since the September 18, 2012 meeting. Further, the Bank Forward account statement for October had not arrived. Therefore, Peterson had no bank statement reconciliation. Peterson did present for payment his bill related to the annual meeting of the Rocky Run Joint Water Board. Reis moved to pay Peterson's bill. Larson seconded. Motion carried.

Correspondence: Various correspondence was reviewed. No specific action required.

New Business: NONE

Old Business:

Devils Lake Basin Joint Water Resource Board: Tweed reported that there has been no meeting since the last Eddy County Water Board meeting. The next meeting is scheduled for October 10, 2012 in Lakota.

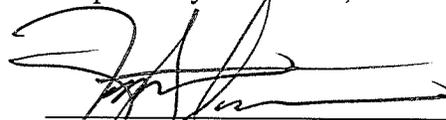
Upper Sheyenne River Joint Water Resource Board: No update.

James River Joint Water Resource Board: No update.

Next Meeting: The next regular meeting of the Eddy County Water Resource Board will be held on November 6, 2012 at 10 a.m. in the Eddy County Courthouse

There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD

November 6, 2012

A regular meeting of the Eddy County Water Resource Board was held on November 6, 2012 at 9:00 AM in the Eddy County Courthouse. Present were Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer. Absent was Kenneth Reis.

The minutes of the October 9, 2012 regular 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 report. Second by Tweed. Motion carried.

Tweed completed his registration for the Joint North Dakota Water Convention and Irrigation Expo. The registration fee is \$175. Larson made a motion to pay Tweed's registration fees. Tweed seconded. Motion carried.

Correspondence: Various correspondence was reviewed. No specific action required.

New Business:

Ben Varnson of the Upper Sheyenne River Joint Water Resource Board contacted both Larson and Peterson and informed them that the Eddy County Water Board will be the recipient of the 2012 Oarsman Award. The Award will be given on Thursday, December 6, 2012 during the closing ceremonies of the Water Convention and Irrigation Expo. Varnson was hopeful that all water board members could be in attendance.

Old Business:

2013 Budget: Peterson informed the Board that the Eddy County Commission approved the 2013 budget as submitted. (Total Budget: \$40,000).

Warwick Dam: Ben Varnson, Upper Sheyenne River Joint Water Resource Board, contacted both Larson and Peterson to discuss the status of this project, cost shares, etc. Varnson requested that Peterson provide Varnson a copy of the Interstate Engineering invoice that was recently paid. Peterson did this. Apparently Varnson is involving himself in the cost shares and reimbursements. It was decided that Peterson would contact DeVillers and request a status update.

Devils Lake Basin Joint Water Resource Board: Tweed summarized the last meeting held on October 10, 2012 in Lakota. It was a mostly uneventful meeting. The next meeting is scheduled for November 14, 2012 at 9 a.m. at Ostby Hall, Sheyenne, ND.

Upper Sheyenne River Joint Water Resource Board: Larson gave an overview of the last joint meeting held on October 17, 2012 in Carrington. The Joint Board has approximately

\$30,000 on hand. In other business, Toni Yow informed the Joint Board that the Upper Sheyenne Water quality assessment is complete. The Wells County Soil Conservation District is in the process of meeting with the Water Boards within the Upper Sheyenne River Watershed to discuss the results of the assessment. The Water Board asked Peterson to contact Yow and invite her to a future meeting to discuss the findings within Eddy County.

James River Joint Water Resource Board: No update.

Next Meeting: The next regular meeting of the Eddy County Water Resource Board will be held on December 4, 2012 at 10 a.m. in the Eddy County Courthouse

There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
December 4, 2012

A regular meeting of the Eddy County Water Resource Board was held on December 4, 2012 at 10:00 AM in the Eddy County Courthouse. Present were Kenneth Reis, Michael Tweed, Peter Larson and Travis S. Peterson, Secretary/Treasurer.

The minutes of the November 6, 2012 regular 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 report. Second by Reis. Motion carried.

The following bills were presented for payment:

Michael Tweed (July to December meetings and mileage)	\$2,344.57
Peter Larson (July to December meetings and mileage)	\$631.00
Kenneth Reis (July to December meetings and mileage)	\$284.44
Peterson Law Offices, PC (July to December costs & fees)	\$2,015.25

Reis made a motion to approve. Second by Tweed. Motion carried.

Correspondence: Various correspondence was reviewed. No specific action required.

New Business:

Peterson informed the Board that he received a call from Ron Beuslinch on November 13, 2012 regarding water/culvert issues in Tiffany and Columbia Townships. Beuslinch owns the SE1/4 of Section 32, Township 149, Range 64. Eric Longnecker and Merle Longnecker farm this ground. Of the 160 acres, approximately 100 acres are wet. Beuslinch/Longnecker are investigating whether there should be one or more culverts installed in the road or whether existing culverts might be plugged. Peterson discussed these matters with Beuslinch and pointed him in the direction of the Tiffany Township Board of Supervisors.

Peterson further informed the Board that Bob Backman called Peterson's office on November 26, 2012. Peterson has not connected with Backman. Reis informed the Board that he talked to Backman about this issue. At this time this issue is for Tiffany/Columbia Townships to deal with. If anything further develops or if there are further concerns/questions then the Water Board is sure to hear more.

January 2013 Meeting: The Board reviewed the 2013 calendar and determined that the regular January meeting would fall on New Years Day. The Board discussed this matter and agreed that the regular January meeting should be rescheduled for 10 a.m. on January 8, 2013.

Old Business:

Upper Sheyenne River Water Quality Assessment: Peterson informed the Board that he emailed Toni Yow regarding a joint meeting to discuss the findings. Yow forwarded Peterson's email to Mike Hargiss (TMDL Coordinator/Watershed Liason, ND Dept of Health). Mr. Hargiss requested that Peterson provide a list of possible meeting dates/times. The Board agreed that Peterson should propose either the January or February 2013 meeting dates.

Warwick: Peterson informed the Board of his recent contacts with Damon DeVillers, PE. The Board's concern is not losing any 2012 US Fish & Wildlife Service funding/cost shares. Peterson provided DeVillers with the contact information for the USFWS (Steven Krenz). DeVillers indicated he would contact Krenz ASAP. Peterson has heard nothing further from DeVillers. It was agreed that Mike Tweed would attempt to discuss these matters directly with Steve Krenz when at the Annual Water Convention and Irrigation Expo December 4-6th.

Red Bridge: Tweed indicated that the State Water Commission was onsite for a short time. The State Water Commission attempted to install one culvert. Conditions were not favorable. The State Water Commission left and are not likely to return until 2013.

Devils Lake Basin Joint Water Resource Board: Tweed summarized the last meeting held on November 14, 2012 in Sheyenne, ND. Part II of the Devils Lake Basin documentary is complete. The first public showing is scheduled for January 10, 2013 at Lake Region State College. The next meeting of the Devils Lake Basin Joint water Resource Board is scheduled for 11:45 AM on December 6, 2012 at the Ramada Inn in Bismarck during the Annual Water Convention and Irrigation Expo.

Tweed also informed the Board that, on December 9, 2012, he attended a Devils Lake Outlet Management Advisory Committee Meeting. This meeting was held in Carrington. Governor Dalrymple is the chair of this committee. This committee is tasked with trying to figure out how to manage, on a long term basis, the Devils Lake outlets. Discussion at this meeting suggested that another meeting would occur if/when the lake level reached 1450'. The current lake level is approximately 1451'. The lake lost approximately 3.1' in 2012. Management of the outlets is going to be a touchy subject because farmers/producers are likely to prefer a 1446' elevation (the elevation at which Devils Lake follows naturally into Stump Lake) whereas cabin owners are likely to prefer a 1450' elevation. Also discussed at this meeting was the Sheyenne River Flood Mitigation Plan. The State Water Commission remains committed to assisting affected land owners/producers along the Sheyenne River that are adversely affected by operation of the Devils Lake outlets.

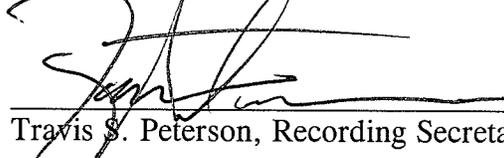
Upper Sheyenne River Joint Water Resource Board: There has been no meeting since the last Eddy County Water Board meeting. The next meeting is scheduled for 7 pm on December 4, 2012 in Bismarck during the Annual Water Convention and Irrigation Expo.

James River Joint Water Resource Board: Reis informed the Board that the President of the Board, Tony Roorda of Ypsilanti, ND, planned to meet with the US Army Corp of Engineers to discuss flood mitigation and cost sharing. Reis had no further update.

Next Meeting: The next regular meeting of the Eddy County Water Resource Board will be held on January 8, 2012 at 10 a.m. in the Eddy County Courthouse

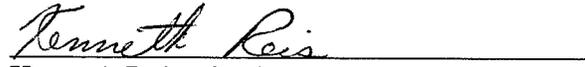
There being no further business the meeting was adjourned.

Respectfully submitted,



Travis S. Peterson, Recording Secretary

APPROVED:



Kenneth Reis, Chairman