

50

**MINUTES OF A MEETING OF THE  
STATE WATER CONSERVATION COMMISSION**

Held in the Office of the State Water Conservation Commission  
Bismarck, N. Dak., December 18, 1944

A regular meeting of the North Dakota Water Conservation Commission was held in the office of the Water Commission in Bismarck, on December 18, 1944. The meeting was called to order by Vice Chairman Kenneth W. Simons at 10:15 A. M. with Commissioners Simons, Dahl, Orlady and Thompson; J. J. Walsh, Acting Secretary; and Einar Berge present. Governor Moses was absent.

Commissioner Orlady moved that the November Financial Statement be approved. Commissioner Dahl seconded the motion. Motion carried.

Commissioner Thompson moved that the minutes of September 27, October 9, November 20, and November 29, 1944 be approved. Commissioner Dahl seconded the motion. Motion carried.

Discussion on the Guaranty and Sinking Fund, Series "J" Bonds and a report was made that \$10,000 was invested in 2% Coupon Treasury Bonds maturing December 15, 1954-52 and \$10,000 was invested in 2½% Coupon Treasury Bonds maturing March 15, 1971-66.

No action taken on petition from Arthur Holst re establishment of a Board to establish standards and conduct examinations for the registration and certification of foresters in North Dakota.

The Water Conservation School is to be held at the same time a Commission Meeting is held and probably at the time of the public hearing on the Compromise Plan of the Army Engineers and the Bureau of Reclamation.

Commissioner Dahl reported on the meeting of the Yellowstone River Compact held in Billings on December 16, 1944.

Commissioner Orlady moved that the Secretary be instructed to advise Mr. Walter Maddeck and Mr. Cal Ward of the FSA that the Water Commissioner endorses the ideas advanced by Mr. Acker with reference to the Cedar River Mutual Aid Corporation Projects in Mr. Acker's letter of December 6, 1944, and the Commission respectfully requests that the FSA take action as therein indicated. Commissioner Dahl seconded the motion. Motion carried.

Governor Moses came into the meeting at 11 A. M. Judge Christianson, Attorney General Strutz and Mr. Milton Higgins came into the meeting at 11:15 A.M. Discussion on the Wachter Matter. Attorney General Strutz read his letter to the Commission with reference to this matter. Commissioner Simons moved that the minutes of February 29 and March 1, 1944, be approved and that the record therein made with reference to the Wachter Land transaction be specifically approved and affirmed and that the Secretary be instructed to carry out the action therein stated. Commissioner Orlady seconded the motion. Roll call taken with Governor Moses and Commissioners Dahl, Thompson, Orlady and Simons voting aye. Motion carried. Judge Christianson, Attorney General Strutz and Mr. Higgins left the meeting at 11:50 A.M.

Discussion on the Bismarck Victory Gardens, #326

-2-

Meeting recessed at 12:40 P. M. The meeting reconvened at 1:30 P.M. All commissioners; J. J. Walsh and Einar Berge present. Governor Moses absent. Mr. Orr the bookkeeper, came into the meeting at 1:30.

Discussion on State Examiners Report.

Governor Elect Fred G. Aandahl came into the meeting at 1:35 P.M. Governor Moses came into the meeting at 1:40 P.M.

Discussion on the public hearing to be held with reference to the Compromise Plan of the Army Engineers and the Bureau of Reclamation. Hearing set tentatively for January 17 and 18, 1945.

Commissioner Simons moved that the contract between the State Water Conservation Commission and the Bismarck Association of Commerce with reference to the Bismarck Irrigated Gardens be referred to the Attorney General for an opinion as to whether or not the Association of Commerce bears any future financial obligation as to the repayment of capital investment or maintenance and operation costs in regard to the Bismarck Victory Gardens. Commissioner Orlady seconded the motion. Motion carried.

Commissioner Simons moved that an application be made to the Board of Directors of the Bismarck Association of Commerce for a reopening of the contract between the Association and the Water Commission with reference to the Bismarck Irrigated Gardens for the purpose of redrawing and clarifying that portion of the contract having to do with the title and ownership of the ditches, if and when the project is paid out by the irrigators. Commissioner Thompson seconded the motion. Motion carried.

Commissioner Orlady moved that a contribution of \$350.00 be made for reimbursement of expenses of Mr. R. J. Tipton, Special Engineer, for the representation in Congressional matters in the State's interest. The remittance to be made to the Reclamation Association and to be sent to Mr. Hagie, Secretary. Commissioner Dahl seconded the motion. Roll call taken with Commissioners Dahl, Thompson, Simons and Orlady and Governor Moses voting aye. Motion carried.

Commissioner Simons left the meeting at 2:15 P.M.

Commissioner Thompson moved that the matter of Bowman's Water Problem be referred to the Attorney General and the State Geologist, and that the City Officials and Health Department be advised when an opinion is received from the Attorney General. Commissioner Dahl seconded the motion. Motion carried.

Commissioner Orlady moved that the Water Commission is reliably informed that the water problem in Fessenden is acute; that the City of Fessenden depends upon the transportation of water by truck; that the Commission is informed that the truck used for this purpose is worn out; that the Commission feels that this is of great interest to the public and requests that ODF take immediate action to grant permission to the City of Fessenden to purchase a truck with which to haul water. Commissioner Thompson seconded the motion. Motion carried. (Send copies to the Mayor of Fessenden and to our representatives in Congress)

Advise Mr. Lauster to draw up recommendations for policy to be adopted for water courses in the State of North Dakota and present them to the Commission.

Commissioner Thompson read a letter from Vernon Johnson of Wahpeton with reference to the drainage problem in the Red River Valley. Discussion.

Letters from Mr. Fredrickson re Flood Control Bill were read by Commissioner Thompson. Employment of Mr. Fredrickson to be determined after January 1st, 1945.

Governor Elect Aandahl left the meeting at 2:45 P.M.

State Examiner's Report of the Water Commission was discussed by Mr. Orr.

Copies of the Means Report are to be sent to Reclamation Directors of the State, Farmers Union, Chamber of Commerce Associations in the State, Legislators and other interested parties.

Commissioner Orlady moved that the meeting adjourn. Commissioner Dahl seconded the motion. Motion carried. Meeting adjourned at 2:55 P.M.

Respectfully submitted,

*J. M. Walsh*  
Secretary

ATTEST:

*Fred A. Aandahl*  
Chairman

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NORTH DAKOTA STATE WATER CONSERVATION COMMISSION  
BALANCES OF PRIOR FUNDS RECOVERED BY OPINION  
OF ATTORNEY GENERAL, AS OF DEC. 31, 1944

No.-Yr.	Appropriation	Balance 7-1-43	July-Nov. Expense	Deb. Expense	Balances 12-31-44
1 -'39	Commissioners Per Diem. . . . .	1,757.00	Nil.	Nil.	1,757.00
4 -'39	Lewis & Clark Experimental Farm. . . . .	251.83	142.07	Nil.	109.76
5 -'39	Sponsor's Share Dam Repair. . . . . Plus warrants canceled and returned. . . . .	2,142.76 100.05	154.73	Nil.	2,088.08
6 -'39	Engineering and Soil Survey. . . . .	180.00	Nil.	Nil.	180.00
7 -'39	Missouri River Diversion and Reports. . . . .	300.00	Nil.	Nil.	300.00
8 -'39	Goose River Diversion. . . . .	125.00	Nil.	Nil.	125.00
9 -'39	James River and Lake Traverse Diversion. . . . .	751.20	Nil.	Nil.	751.20
10-'39	Missouri River Diversion. . . . .	2,000.00	Nil.	Nil.	2,000.00
11-'39	Evaluation Economic Benefits. . . . .	700.00	212.00	Nil.	488.00
12-'39	Reports and Conferences, Congressional agencies. . . . .	272.07	Nil.	Nil.	272.07
13-'39	Tri-State Waters, Commission Cooperation. . . . .	854.37	157.50	Nil.	696.87
14-'39	Independent Investigations and Reports. . . . .	526.12	213.22	Nil.	312.90
1 -'41	Commissioners Per Diem. . . . .	500.00	105.00	Nil.	395.00
4 -'41	Maintenance Existing Dams plus \$51. returned unused	1,292.18	1,238.32	Nil.	53.86
12-'41	Tri-State Waters, Administration Conferences. . . . .	153.80	145.19	Nil.	8.61
15-'41	Topographic Surveys. . . . .	357.63	357.50	Nil.	.13
16-'41	Cooperation Obtaining Waters. . . . .	91.63	91.63	Nil.	Nil.
18-'41	State Engineer's Salary. . . . .	183.37	183.37	Nil.	Nil.
19-'41	Hydrographic Surveys. . . . .	69.80	69.80	Nil.	Nil.
	OTHER FUNDS, Bank of N. D. Deposits, etc.:				
	Contributions - Hebron, June, Apple Creek Dams, etc.	5,450.00	5,073.03	Nil.	376.97
	Contributions - Elgin and Larson Dam repairs. . . . .	1,000.00	1,000.00	Nil.	Nil.
	Fire Indemnity - Lewis & Clark Irr. Dist. No. 1. . . . .	592.16	592.16	Nil.	Nil.
	Dullam Land a/c balance and \$100. rental collected. . . . .	202.12	212.12	Nil.	Nil.
		<u>19,553.09</u>	<u>9,537.64</u>	<u>Nil.</u>	<u>1,915.45</u>

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NORTH DAKOTA STATE WATER CONSERVATION COMMISSION  
MONTHLY REPORT OF ACCOUNTS, AS OF DEC. 31, 1944  
1943-1945 Appropriations

Appropriations for	Available Jan. 1, '45	July-Nov. Expenses 1943-4	Dec. Expenses 1944	Balance in Fund	Appor- tioned Monthly
1 Commissioners Per Diem. . . . .	4,000.00	1,459.00	280.00	2,261.00	166.66
2 Administration. . . . .	27,700.00				
Refunds and collections added. . . . .	9,520.46	13,954.07	391.12	22,884.27	1,154.16
3 Maintenance Existing Dams. . . . .	10,000.00	4,387.36	36.58	5,576.06	
4 Tri-State Waters and Portion of Administration and Conference Expenses.	7,500.00	3,858.71	197.50	3,443.79	312.50
5 International and Interstate Compacts; Commissioner and Conference Expenses. . .	12,500.00	5,860.08	345.28	6,294.64	520.83
* 6 Topographic and Conservation Branches in Cooperation with U.S. on 50-50 basis. . .	20,000.00	16,509.71	Nil.	3,490.29	833.33
7 Hydrographic Surveys, coop. with U.S.G.S. .	8,000.00	5,513.26	406.75	2,079.99	333.33
8 State Engineer's Salary. . . . .	4,400.00	3,116.65	183.35	1,100.00	183.33
9 Secure Amendment to Ft. Peck Dam, to release Waters for Missouri and Souris Diversions	2,500.00	1,500.00	300.00	700.00	104.16
10 Promote Maintenance Drainage and to Construct Channels. . . . .	50,000.00	16,305.36	1,134.48	32,560.16	
11-a Post-war Projects 50-50 with U.S.Dept. . .	164,534.59	21,092.42	1,987.34	141,454.83	
11-b Other Post-war Projects. . . . .	100,000.00	39,080.17	7,262.64	53,657.19	
12 Construction Bond Guarantee Fund. . . . .	72,420.00				
Refund from Lewis & C.Irr.Dist. bonds. .	1,080.00	2,959.00	Nil	70,541.00	
FGO 12-31-44	<u>494,164.05</u>	<u>135,595.79</u>	<u>12,525.04</u>	<u>346,043.22</u>	

45