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

Held in the Chamber of Commerce rooms, Fargo, North Dakota, on December 4, 1946.

Special meeting at Fargo, North Dakota, at 9:30 a.m., called to order by Governor Fred G. Aandahl. Members of the Commission present: K. W. Simons, S. W. Thompson, Einar Dahl, and J. J. Walsh, Secretary.

Individuals in attendance at the morning session:

Name	Address	Representing
R. C. Zietlow	Brainerd, Minn.	Northern Pacific Railway
H. W. Ludwick	Fargo, N. Dak.	Chamber of Commerce
B. R. Pfusch	Valley City, N. Dak.	Barnes County
Geo. J. Kuhry	Valley City, N. Dak.	Barnes County
J. H. Svore	Bismarck, N. Dak.	State Health Dept.
Mort Mortensen	Valley City, N. Dak.	Barnes County
E. C. Postels	Minneapolis, Minn.	Division Engr., Soo Line R. R.
Roy N. Bach	Bismarck, N. Dak.	Fed. Aid Div., State Game & Fish
J. E. Campbell	Bismarck, N. Dak.	State Game & Fish Dept.
J. R. Kennedy	Fargo, N. Dak.	N. D. Railway Lines
Halvor L. Halvorson	Minot, N. Dak.	Pres., Missouri-Souris Proj. Assn.
Don Hunter	Minot, N. Dak.	Secy., Missouri-Souris Proj. Assn.
Theo. Peterson	Buxton, N. Dak.	Traill County Commr.
E. W. Braasch	Hillsboro, N. Dak.	Traill County Engineer.
A. M. Morgan	Fargo, N. Dak.	Ground Water Div., U.S. Geol. Survey
Nels O. Lindaaas	Mayville, N. Dak.	Traill County Commr.
Art Mehl	Buxton, N. Dak.	Traill County Commr.
Andrew McSparron	Hillsboro, N. Dak.	Traill County Commr.
Otto Moen	Galesburg, N. Dak.	Traill County Commr.
E. L. Doeling	Billings, Montana	U. S. Fish & Wildlife Service
Edwin O. Wilson	Billings, Montana	U. S. Fish & Wildlife Service
R. O. Murphy	Fargo, N. Dak.	Northern Pacific Ry. Co.
C. R. Andrus	Fargo, N. Dak.	Fargo Forum
H. L. Ecklund	Harwood, N. Dak.	Cass County Commr.
W. P. Tarbell	Fargo, N. Dak.	City Engineer
A. F. Hulteng	Grand Forks, N. Dak.	City Engineer
Francis J. Butler	Grand Forks, N. Dak.	Chamber of Commerce
J. W. Booth	Moorhead, Minn.	American Crystal Sugar Co.
J. F. Price	Moorhead, Minn.	American Crystal Sugar Co.
M. B. Boyden	Moorhead, Minn.	City of Moorhead
J. E. Young	Moorhead, Minn.	City of Moorhead
W. DePuy	Grafton, N. Dak.	City of Grafton
H. G. Homme	Grafton, N. Dak.	Tri-State Waters Commission
Jos. Spiekermeier	Sheldon, N. Dak.	Cass County Commr.
H. L. Walster	Fargo, N. Dak.	Chairman, Tri-State Waters Comm.
Ingolf Sandbeck	Kindred, N. Dak.	Cass County Commr.
O. M. Bergman	Valley City, N. Dak.	Municipal Utilities
Curtis Olson	Valley City, N. Dak.	Mayor, Valley City
Deane B. Spalding	Fargo, N. Dak.	Cass County Engineer
LeRoy Pease	Fargo, N. Dak.	Greater North Dakota Assn.
F. Irish	Fargo, N. Dak.	1st Nat. Bank
I. A. Acker	Bismarck, N. Dak.	Asst. Attorney General
H. K. Pratt	Bismarck, N. Dak.	U. S. Engineers

Name	Address	Representing
Asa V. Shannon	Omaha, Nebraska	M.R.D. U. S. Engineers
Oscar Kerndt	Devils Lake, N. Dak.	City of Devils Lake
R. L. Dushinski	Devils Lake, N. Dak.	Chamber of Commerce
Fred J. Fredrickson	Valley City, N. Dak.	Greater North Dakota Assn.
C. T. Hinze	Billings, Montana	Bureau of Reclamation
Bruce Johnson	Bismarck, N. Dak.	Bureau of Reclamation
Gov. Fred G. Aandahl	Bismarck, N. Dak.	State Water Commission
J. J. Walsh	Bismarck, N. Dak.	State Water Commission
S. W. Thompson	Devils Lake, N. Dak.	State Water Commission
K. W. Simons	Bismarck, N. Dak.	State Water Commission
Einar H. Dahl	Watford City, N. Dak.	State Water Commission
Col. W. K. Wilson, Jr.	St. Paul, Minn.	U. S. Engineers
Geo. E. Lyon	St. Paul, Minn.	U. S. Engineers
Robert Butler	St. Paul, Minn.	U. S. Engineers
M. H. Berg	St. Paul, Minn.	U. S. Engineers

Individuals in attendance at the afternoon session:

C. R. Andrus	Fargo, N. Dak.	Fargo Forum
Curtis Olson	Valley City, N. Dak.	Mayor, Valley City
R. L. Dushinski	Devils Lake, N. Dak.	Chamber of Commerce
Nels O. Lindaaas	Mayville, N. Dak.	Traill County Commr.
Andrew McSparron	Hillsboro, N. Dak.	Traill County Commr.
A. F. Hulteng	Grand Forks, N. Dak.	City Engineer
Francis J. Butker	Grand Forks, N. Dak.	Chamber of Commerce
J. H. Svore	Bismarck, N. Dak.	State Health Dept.
H. L. Walster	Fargo, N. Dak.	Chairman, Tri-State Waters Comm.
Geo. Kuhry	Valley City, N. Dak.	Barnes County
Ed K. Pratt	Bismarck, N. Dak.	U. S. Engineers
Asa V. Shannon	Omaha, Nebraska	M.R.D. U. S. Engineers
O. N. Bergman	Valley City, N. Dak.	Municipal Utilities
M. Mortensen	Valley City, N. Dak.	Barnes County
H. G. Homme	Grafton, N. Dak.	Tri-State Waters Comm.
D. Meagher	Park River, N. Dak.	Mayor
W. DePuy	Grafton, N. Dak.	City Attorney
Ben Mattson	Grafton, N. Dak.	
R. C. Postels	Minneapolis, Minn.	Div. Engr., Soc Line R.R.
Don L. Hunter	Minot, N. Dak.	Missouri-Souris Proj. Assn.
W. E. Hocking	Devils Lake, N. Dak.	Missouri-Souris Proj. Assn.
Halvor L. Halvorson	Minot, N. Dak.	Missouri-Souris Proj. Assn.
Fred J. Fredrickson	Valley City, N. Dak.	Greater North Dakota Assn.
State Water Commission		
U. S. Engineers		

Governor Aandahl made the opening statement, explaining the objective of the meeting was to receive the reports of the Corps of Army Engineers and the Bureau of Reclamation reports on the Baldhill and Sheyenne Reservoirs and called upon Col. Wilson, St. Paul, District Engineer, to discuss the War Department's plan for development of the Baldhill Reservoir. Col. Wilson stated it was his opinion that the Baldhill Reservoir is necessary to furnish water for domestic and municipal uses for Fargo and Moorhead to meet the needs during periods of low flow, and stated it would be 20 years before diversion water from Fort Peck could be expected.

The estimated cost of Baldhill dam and reservoir at present prices is \$1,600,000 exclusive of annual maintenance and operation costs. Local interests will be required to contribute \$208,000 toward the first cost of flowage acquisition. Additional non-federal investments include highway relocation, bridges and utilities. The Fargo diversion is another local problem and includes a diversion dam in the Sheyenne River, diversion canal and bridges from the Sheyenne River to the Red River above Fargo. Senate Document No. 193 lists non-federal investment as \$357,200, and non-federal annual charges as \$15,620.

Mr. Chas. I. Hinze presented the report of the Bureau of Reclamation and stated the Bureau used the same basic data in computing requirements necessary to meet the needs of Fargo and Moorhead. Under the Bureau plan Sheyenne reservoir would provide enough water to meet the needs of Fargo-Moorhead for human needs but would leave nothing over to treat sewage or for industrial needs. However, the Bureau plan, with the ultimate construction of the Fort Peck diversion, will provide adequate water for diversion into the Sheyenne to meet the future requirements of the Red River. The Bureau engineers were not in a position to announce any plan for payment of services, but stated it would be on a cash contribution basis. Payment being made on amount of water released at Sheyenne dam.

The Fargo delegation stated they were appointing a committee to study the reports submitted by the Corps of Army Engineers and by the Bureau of Reclamation Engineers and would contact those cities, towns, industrial plants, and others who would be benefited, as to whether they were willing now to contribute their share of the cost of constructing the Baldhill dam and reservoir as proposed by the Army Engineers.

Governor Aandahl stated in his closing remarks that the State Water Conservation Commission members were vitally concerned with the present problems confronting all those towns and cities located in the Red River Basin where adequate water supplies were not available during periods of ice coverage and deficient stream flows; that it is the desire of the Water Commission to cooperate with both the Corps of Army Engineers and the Bureau of Reclamation in working out a plan of development that will meet the needs of the citizens located along the Sheyenne River and in the vicinity of the Fargo-Moorhead area, so that they may be assured of a future adequate water supply.

During the afternoon meeting, Mr. Iver A. Acker, Asst. Attorney General, Mr. Wm. DePuy, and Mr. Geo. Homme presented the problems of Grafton and Park River in reaching an agreement with the Corps of Army Engineers requirements on assurances. Grafton and Park River delegation stated they have sufficient funds to meet local contributions and requirements. It was the opinion of the Army Engineers that the State Water Conservation Commission, an authorized state agency, should assume the necessary assurances. However, Governor Anadahl stated it is the policy of the State Water Conservation Commission to restrict its activities and to give only such assurances as are necessary, that the cities of Park River and Grafton are to assume responsibility for providing the necessary funds required by the Army Engineers.

Commissioner Thompson moved that the following resolution be adopted:

RESOLUTION

WHEREAS at a meeting of the North Dakota State Water Conservation Commission held in Fargo on Saturday, April 14, 1945, "Commissioner Orlandy moved that the State Water Conservation Commission does hereby undertake to contract with the United States, within statutory and constitutional limitations, in furnishing the cooperation by local units required under the Federal Flood Control Act, or any other Acts, in all matters concerning any project that may be undertaken in the State of North Dakota," and the motion was duly carried, and

WHEREAS, experience since that time indicates that it is inadvisable for the State Water Conservation Commission to pursue the policy therein set forth.

NOW, THEREFORE, BE IT RESOLVED that the State Water Commission recede from the resolution and that the Water Conservation Commission will hereafter undertake to contract with the United States within the statutory and constitutional limitations of this state only in furnishing such Assurances as the Water Commission is authorized to give in its own right, and

BE IT FURTHER RESOLVED that political subdivisions within the state which, under any specific Federal Development Program are expected to make financial or other contributions to any project, are hereby advised to deal directly with the Federal Agency or the Federal Government itself.

The motion was seconded by Commissioner Simons. Motion carried.

Respectfully submitted


Secretary

ATTEST:


Chairman