

MINUTES OF
STATE WATER COMMISSION MEETING
Held in the Office of the State Water Commission
Bismarck, North Dakota
September 24, 1963

MEMBERS PRESENT:

Governor William L. Guy, Chairman
Oscar Lunseth, Vice Chairman, Grand Forks
Einar Dahl, Member from Watford City
Henry Steinberger, Member from Donnybrook
Gordon Gray, Member from Valley City
Richard P. Gallagher, Member from Mandan
Milo W. Hoisveen, Secretary and Chief Engineer, State Engineer, Bismarck

OTHERS PRESENT:

Cliff Jochim, Special Assistant Attorney General
Russell Stuart, Commissioner, State Game & Fish Department, Bismarck

Commissioner Lunseth called the meeting to order at 9:00 a.m. Present were Commissioners Einar Dahl, Henry Steinberger, Gordon Gray and Secretary Hoisveen.

MINUTES OF AUGUST 20, 1963
APPROVED

It was moved by Commissioner Steinberger, seconded by Commissioner Gray and carried that the Commission dispense with the reading of the August 20, 1963 minutes and the minutes be approved as circulated.

FINANCIAL STATEMENT FOR
AUGUST 1963

Secretary Hoisveen went over in some detail the dam construction fund. He stated that commitments have been made to the extent of \$134,000 of the \$150,000 appropriation for dams. It was moved by Commissioner Einar Dahl, seconded by Commissioner Gray and carried that the August, 1963 financial statement be approved.

SPECIAL PROJECT FUND

At the July 31, 1963 meeting of the Water Commission the members adopted a resolution authorizing the investment of \$200,000 in Certificates of Deposit from the special projects fund. A request was made to the Industrial Commission for permission to purchase Certificates of Deposit. The Industrial Commission advised the Water Commission that after discussion it was determined that, as appropriated monies, sums from the Special Project Funds cannot be invested in Certificates of Deposit in the Bank of North Dakota.

Mr. Jochim stated that he had conferred with Ralph Dewing, Director, Department of Accounts and Purchases, and Paul M. Sand of the Attorney General's office and they were of the opinion that this money cannot be invested. Any interest received would go into the General Fund. The funds are dedicated only insofar as accounting procedures are concerned and the use to which the money may be put. All money in the hands of the State Treasurer is invested by him.

Secretary Hoisveen stated that Montana has a revolving fund where some of the funds that are loaned out to the districts and municipalities are returned to the water board as payments for the development of irrigation projects or municipal water supply for use on other projects. Several other states are creating similar funds. Utah recently established a 3 million dollar fund. A revolving fund would help the state in making local assurances for water projects. Proponents of Bowman-Haley feel they may be in a position to return a certain amount of money that might be made available to them.

Governor Guy Presides at the meeting.

**PROPOSED AGREEMENT IN
CONNECTION WITH LAKE
ALICE-LAKE IRVINE**

This is a situation that exists between Lake Alice and Lake Irvine which has plagued the people in that area, as well as the Water Commission, for a number of years. It involved the Federal Government. At one time the House Judiciary Committee held a hearing at Devils Lake and recommended that the people adversely affected by the dam maintained by the Sport Fisheries and Wildlife Service should receive compensation. This bill passed through both the House and Senate and was vetoed by President Eisenhower. He contended that it should have been heard by the Court of Claims. This procedure was then followed out; however, the precedent that would have been set was so far-reaching that the Court felt it could not make the award, although indications were that it might be justified. Since that time the Water Commission has advocated that a gate structure should be placed in the channel which would permit the passage of floods from Lake Alice to pass into Lake Irvine thereby reducing the flooding that is occurring around Lake Alice. About three years ago the plug was removed to let some of the water from Lake Alice drain into Lake Irvine. The Commission had an agreement with the Bureau of Sport Fisheries and Wildlife that they would replace the earth dam when it was deemed necessary, which was done. The costs were borne locally. The 38th Legislative Assembly enacted legislation requiring any agency, industry or legal entity to maintain dams and control structures that meet with the requirements of the State Water Commission. The Commission has served notice on the Bureau of Sport Fisheries and Wildlife that a gate should be installed between the two lakes to permit better passage of the water, as the local people have requested that such action be taken. Secretary Hoisveen read a letter received September 7, 1963, from the Bureau of Sport Fisheries and Wildlife.

Secretary Hoisveen stated an agreement was entered into three years ago in which the Water Commission and the Water Management District in that community were responsible for replacing this structure. The Commission and the local legal entity were required to pay for the cost of replacing the structure. Secretary Hoisveen stated that the Bureau of Sport Fisheries and Wildlife should pay the major portion of the costs since this structure is maintained for their benefit.

A draft of a proposed agreement by the Commission for the operation and maintenance of the channel between Lakes Alice and Irvine was read.

It was the opinion of the Commission members that this should be a permanent structure. It was moved by Commissioner

Steinberger and seconded by Commissioner Lunseth that the agreement be approved with instructions that the State Engineer and local legal entity pursue it with the Bureau of Sport Fisheries and Wildlife. Motion carried.

**PROPOSED LEGISLATION ON
WEATHER MODIFICATION**

The Water Commission was requested by representatives of the Farm Bureau and Mr. Steinberger to serve on a committee for weather modification. Mr. Fredrickson and Commissioner Gallagher prepared a bill and presented it to the 1963 State Legislature which was not reported out of the committee. Mr. Fredrickson met with the Farm Bureau in June and they are in favor of supporting legislation which would license the operators.

Commissioner Gallagher stated that the opposition to the legislation were the operators themselves. They did not want the responsibility the law would have placed upon them. This legislation would license those who were responsible for cloud seeding. The Water Commission was asked to sponsor this bill but were not called to attend the hearings. The Commission discussed the need for legislation and whether the formula used for cloud seeding should be analyzed by the State Laboratory Department. It was moved by Commissioner Lunseth and seconded by Commissioner Gray that the Legislative Research Committee be requested to draw up a bill to control weather modification; that the LRC notify the State Water Commission of any hearings relative to this bill and that Mr. Fredrickson and Commissioner Gallagher represent the Commission at these Hearings. Motion carried.

**PROPOSED WELL DRILLERS
LEGISLATION**

The Well Drillers' Association had legislation prepared for the purpose of setting up a licensing board for water well drillers at the last session of the Legislature. Again, Mr. Fredrickson and Commissioner Gallagher were very helpful to this group in drawing up the necessary legislation. Secretary Hoisveen suggested that if the bill had the recommendation of the Legislative Research Committee it would be more apt to pass. It was moved by Commissioner Steinberger and seconded by Commissioner Lunseth and carried that the State Water Commission recommend that the Legislative Research Committee study and prepare legislation along the lines set forth in SB 171, 1963 Session, regarding licensing of water well drillers.

**RESOLUTION -
REQUIRING COMPLIANCE WITH
SECTION 61-02-25**

Section 61-02-25 of the North Dakota Century Code requires every state officer, department, board and commission authorized by law to act upon matters pertaining to water conservation, flood control, irrigation and water pollution to first submit to the State Water Commission the plans, purposes and contemplated action before making any agreement, contract, purchase, sale or lease. Governor Guy stated that the Water Commission would be reaffirming the law and reminding the state agencies that this is the law and it should be complied with.

Secretary Hoisveen stated that a number of water projects were being constructed by other agencies without the knowledge of the Water Commission. He cited instances where this had occurred. Some of the streams where this had occurred were under the direction of the Souris River Board of Control and the International Joint Commission. It was moved by Commissioner Lunseth, seconded by Commissioner Einar Dahl and carried that the following resolution be adopted:

RESOLUTION 63-9-202

Requiring Compliance With Section 61-02-25
Of the North Dakota Century Code

WHEREAS section 61-02-25 of the North Dakota Century Code provides,

"61-02-25. DUTIES OF STATE AGENCIES ACTING THROUGH INTER-STATE COMPACTS OR AGREEMENTS.--Every state officer, department, board, and commission authorized by any law of this state to act upon or to be concerned with any interstate commission involving any interstate compact, or to act upon any foreign commission involving any foreign compact, or with any federal agency or department of the United States, the subject matter of which in any way concerns or involves water conservation, flood control, irrigation, water pollution or contamination, or the exercise of the powers and duties granted to the commission by this chapter, first shall submit to the commission the plans, purposes, and contemplated action and shall receive the approval of the commission therefor before making any agreement, contract, purchase, sale, or lease, for any of said purposes. The commission may give its aid and assistance to any state agency so acting with respect to any interstate compact, including the tri-state waters commission.

SOURCE: S. L. 1937, ch. 255, § 12; 1939, ch. 256, § 12; R. C. 1943, § 61-0225;" and

WHEREAS this Commission has taken note of reported agreements, contracts, or arrangements purported to have been made among state officials, departments, boards, commissions or districts and Federal departments, agencies, or officials thereof, concerning and involving water conservation, flood control, irrigation, water pollution or contamination, or the exercise of the powers and duties granted to this Commission, without first submitting the plans, purposes, or contemplated action therefor or thereon to this Commission for approval; and

WHEREAS the failure to make such submission not only constitutes an evasion of applicable statutory provisions, but places this Commission in the untenable position of having and maintaining incorrect, inaccurate, and inadequate records relating to affected water supplies and resources; and

WHEREAS this Commission deems it appropriate, proper and necessary to advise, notify and require each and all state officers, officials, departments, agencies, boards and districts concerned with or involved or having responsibility in, water conservation, flood control, irrigation, water pollution or contamination, or the exercise of any of the powers and duties granted to this Commission, to comply with the provisions of the above-named section of state law;

Now, therefore, be it

RESOLVED, by the State Water Commission, in regular meeting in its office in the State Capitol, Bismarck, North Dakota, this 24 day of September, 1963,

See pages 114 through 122 for mailing of resolution 63-9-202

at which a legal quorum is present, that all affected state officers, officials, departments, agencies, boards, commissions and districts are hereby notified, requested and required to comply with the provisions of said section 61-02-25 of the North Dakota Century Code in connection with all projects or developments coming within the general purview or scope of said statute; and be it further

RESOLVED that the Secretary is directed to transmit copies of this Resolution to the state departments of Agriculture, Game and Fish, State Health, North Dakota Geological Survey, State Soil Conservation Commission, State Historical Society, and Garrison Diversion Conservancy District, all water management districts and irrigation districts.

**WARD COUNTY WATER MANAGEMENT
DISTRICT HEARINGS AUTHORIZED
AND CREATION OF APPROVED**

The Ward County Commissioners have requested the State Water Commission to hold hearings relative to the creation of a water management district. The hearing is scheduled for

September 26th. The Board of County Commissioners is anxious to spread a levy in October and desire prompt action should the reaction to the creation of the district be favorable. The Special Assistant Attorney General has stated that it would be legal for the Commission to approve establishment of the district at this meeting if the reaction is favorable. It was moved by Commissioner Steinberger, seconded by Commissioner Gallagher and carried that the Commission approve the creation of the Ward County Water Management District should the September 26, 1963 hearings show favorable reaction to the formation of a district.

**FREMONT TOWNSHIP WATER
MANAGEMENT DISTRICT - ACTION
OF COMMISSION ON DECEMBER 18,
1962 RESCINDED**

At the December 18, 1962 meeting, after having received notice from Fremont Township that it wished to be included in the Cavalier County Water Management District, the Commission approved dissolution of the Fremont

Township District. Since that time there has been new legislation which would affect the procedure to be followed in connection with the dissolution of Fremont Township. Fremont Township had some funds which it felt should be turned over to the township when the district had been dissolved. Under the then existing law this money remained with the county. The 38th Legislative Assembly enacted legislation whereby a township could retain the moneys which had been raised in such township. In order for the township to proceed under the new legislation, the former action taken by the Commission should be rescinded. It was moved by Commissioner Lunseth and seconded by Commissioner Steinberger that the Commission approve the September 12, 1963 application for dissolution of the Fremont Township Water Management District and the action taken December 18, 1962 regarding dissolution of the district be rescinded. Motion carried.

**FLOOD EASEMENTS OF
MESSRS. GEHRINGER
AND BRUDVIK**

Messrs. Gehringer and Brudvik have requested the Water Commission to release the flood easements they gave to the Water Commission on certain land they own in Renville County.

They desire to sell a portion of this to the Bureau of Sport Fisheries and Wildlife as a waterfowl production area. This matter was discussed at the meeting of the Water Commission in Minot on August 20 last. The Bureau of Sport Fisheries and Wildlife hold most of the water rights in the Souris River Basin. They have, through their procedure, attempted to purchase additional wildlife areas which would give them control over additional waters, which are

covered by these easements. Secretary Hoisveen read the letters from Messrs. Gehringer and Brudvik requesting release of their flood easements. Secretary Hoisveen cited an instance where the Bureau of Sport Fisheries and Wildlife had refused access for a municipal water supply. It was the opinion of the Commission members that before these easements are released the Commission should be allocated a like amount of water by the Bureau of Sport Fisheries and Wildlife. It was moved by Commissioner Steinberger and seconded by Commissioner Lunseth that the Commission approve the application for cancellation of the flood easements on the property located in Renville County provided offset water rights are obtained from the Bureau of Sport Fisheries and Wildlife. Motion carried.

**TOPOGRAPHIC SURVEY
APPROPRIATION**

The U. S. Geological Survey billed the State Water Commission for \$6,210.42 on August 12, 1963 for a debt incurred during the 1961-1963 biennium. On July 30 the money in the topographic survey fund reverted to the general fund. The question arose as to how this money should be paid - whether out of the current biennium or apply to the Emergency Commission for funds. The U. S. Geological Survey stated that it cannot get its bills in until they have received all outstanding bills, so it is hard to meet the deadline. Governor Guy stated that this would not be considered as an emergency. The emergency would arise only when funds appropriated for this biennium are expended and an emergency exists where work needs to be carried on. As long as the Commission has funds no emergency exists. When bills come in incurred in the prior biennium they can be paid out of the current biennium. When there is not enough money to carry the program forward the Commission can appear before the Emergency Commission. If the Commission appears before the Emergency Commission at this time requesting funds they will be turned down. It was the consensus of the Commission members that the Commission should request funds from the Emergency Commission. It was moved by Commissioner Lunseth and seconded by Commissioner Gray that the Water Commission request funds from the Emergency Commission. Motion carried.

**RIVERSIDE DAM - COST
PARTICIPATION REQUEST**

Secretary Lunseth informed the Commission of the difficulties the city of Grand Forks has had in the past relative to the Riverside Dam. Secretary Hoisveen explained how the Commission crew would proceed to repair Riverside Dam. The estimated cost of repairing the east wing is \$4,250. The Commission's share would be \$2,125. It was moved by Commissioner Lunseth, seconded by Commissioner Gallagher and carried that the Commission participate in the repair of Riverside Dam at Grand Forks, the Commission's share to be \$2,125.

DRAYTON DAM

At the meeting of the State Water Commission held on November 15, 1962, a group of citizens from Drayton appeared in Valley City pertaining to the construction of the Drayton Dam in connection with the sugar beet factory. At that time a figure of \$100,000 was mentioned as the state's participation. In the presentation made by the State Water Commission to the House and Senate Appropriations Committee, the Commission emphasized the Drayton Dam to secure an appropriation of \$200,000 for participation in projects sponsored by state and federal agencies. The cost of the dam was estimated to be \$180,000. The City of Drayton is very anxious to proceed with discussions on the Drayton Dam. Secretary Hoisveen averred that in view of the presentation to

the Legislature, the Commission is obligated to participate up to \$100,000. It is possible that the State Water Commission would put in more than the \$100,000. Governor Guy inquired as to whether Drayton and the sugar beet company committed a certain amount and the Water Commission a certain amount. Secretary Hoisveen stated that if the construction of the dam was more than \$180,000 Drayton and the sugar beet company should pay the extra cost of the bid.

Commissioner Gallagher stated that there were two proposals for the dam. One was a figure of \$160,000 and the other figure was \$180,000 and the Commission encouraged Drayton to accept the larger figure. Secretary Gallagher further stated that the Commission should pay 5/9ths of the cost, not to exceed \$100,000 and after the dam is constructed it should be turned over to Drayton for maintenance.

It was moved by Commissioner Gallagher and seconded by Commissioner Lunseth and carried that the Commission pay 5/9ths of the cost of the Drayton Dam structure but not to exceed \$100,000 and after the dam is constructed it be turned over to Drayton for maintenance.

**PEMBINA COUNTY DRAIN #55
DROP STRUCTURE**

A drop structure is needed for Pembina County Drain #55 and should be installed near the confluence of Drain #55. The affected drain is downstream from Drayton. A great deal of erosion has occurred where the drain enters into the Red River which is adversely affecting good agricultural land. The estimated cost of the structure is \$15,295.72. The Commission's participation would be 40%, which would be \$6,118. The State Highway Department is cooperating on this drain. The Commission participated in this drain several years ago. The participation at this time would be in connection with the drop structure only. It was moved by Commissioner Lunseth and seconded by Commissioner Gray that the Commission participate in Pembina County Drain #55, drop structure, to the extent of \$6,118. Motion carried.

BOWMAN-HALEY PROJECT

A meeting was held in the office of the State Water Commission about three weeks ago with attorneys John A. Amundson and M. S. Byrne from Bowman. This meeting resulted in a meeting with the Corps at Omaha relative to the assurances required for the Bowman-Haley Dam. They have done a very fine job in getting the local assurances in order. They have come up with payments that almost assure them of the dam. Section 2 of the Multiple Purpose Appropriation bill would make these assurances available from the Commission. It would require about \$50,000 from the Commission to round out their assurances at such time as the work on the project is ready to be initiated. The Bowman-Haley Project has been authorized by Congress. Funds are now being sought. It is hoped that \$500,000 will be available so construction can be started. Mr. Jochim discussed the assurances with the Corps of Engineers. One of the things that was of concern to the Corps was who was to handle the allocation of water for the cities of Bowman, Scranton, Reeder, Gascoyne and smaller communities. It was the feeling of the Commission that probably the Water Commission should assure a water right in the amount of 2,900 acre-feet which is a stable supply for municipal use and the Bowman County Water Management District be charged with responsibility of apportioning the water to the cities. This is a part of the assurances the Corps desires.

Mr. Jochim stated the Corps of Engineers estimated the cost would be \$629,600 to the local people with a 40-year amortization. Final assurances will not be required until the design memo is presented to the Chief Engineer the last of this month. The Water Commission would be giving them the use of \$50,000. Actually the Commission would be lending them the \$50,000 to be repaid provided they did not have to use part of this sum. The interest is what they are interested in.

Mr. Hoisveen explained how the water management district and the city of Bowman were obtaining funds to finance this project - raising water rates, oil royalties.

Commissioner Gallagher questioned whether the Water Commission has authority to loan money. It was his opinion that this should be a grant, the same as the Drayton Dam. The oil royalties could be cancelled at any time. The money should not have any strings attached to it.

The members discussed at some length the loaning of the \$50,000, whether the money could be disposed of ahead of time, whether the Commission should contract to pay them \$20,000 for a period of time. Mr. Gallagher was of the opinion that the \$50,000 could be committed now and keep it open so the Commission could further negotiate, if necessary. It was moved by Commissioner Lunseth, seconded by Commissioner Gallagher that the Water Commission commit \$50,000 to be included in the assurances given to the Corps of Engineers. Motion carried.

It was suggested that Secretary Hoisveen request whoever is responsible to submit a written request for the \$50,000. It was further suggested that Mr. Amundson make a presentation to the Commission at its next meeting.

Secretary Hoisveen stated that 2,900 acre-feet of water from the Grand River and its tributaries was the amount recommended by the Corps of Engineers. The Secretary recommended that the Bowman County Water Management District be the legal entity responsible for distributing this water to the cities participating in the building of the Bowman-Haley Dam.

Commissioner Gallagher was of the opinion that the Commission was giving up some of its power in granting 2,900 acre-feet to the Water Management District to allocate to the cities.

Secretary Hoisveen stated that the Corps will accept the authority of the Water Commission but they do want to know that the water is going to be available to these people. The Water Management District can be the agent for the Commission. The Secretary read a resolution withdrawing 2,900 acre-feet of water from the Grand River and its tributaries. It was suggested that the 2,900 acre-feet be set aside. It was moved by Commissioner Gallagher, seconded by Commissioner Einar Dahl and carried that the following resolution be adopted:

RESOLUTION 63-9-203

A Resolution Adopted by the State Water Commission,
September 24, 1963 Withdrawing 2900 acre-feet of water
from the Grand River and Tributaries and Reserving it
for the use of the Bowman County Water Management
District

WHEREAS the Bowman-Haley Project, when completed, will benefit not only the residents of Bowman County but the entire state; and

WHEREAS the Bowman County Water Management District shall be the local legal entity responsible for the non-federal financing of the project and thus also responsible for the distribution of water stored upon the project's completion; and

WHEREAS the Corps of Engineers' May 18, 1961 projected municipal water requirements call for 3415 acre-feet of water and the project capability is only 2,900 acre-feet.

NOW, THEREFORE, BE IT RESOLVED, that the State Water Commission in meeting this 24th day of September, 1963 hereby withdraws from the Grand River and tributaries 2,900 acre-feet of water to be set aside for municipal use.

STATE WATER COMMISSION

By s/ William L. Guy
William L. Guy, Governor
Chairman

ATTEST:

s/ Milo W. Hoisveen
Milo W. Hoisveen, Secretary
and Chief Engineer

The meeting recessed until 1:30 p.m.
Present upon reconvening were Commissioners Steinberger, Lunseth, Gray, Einar Dahl, Gallagher and Secretary Hoisveen. Commissioner Lunseth presided in the absence of Governor Guy.

RUSSELL STUART

Mr. Russell Stuart, Commissioner of the State Game and Fish Department, appeared before the Commission. He stated that the Game and Fish Department is interested in three projects. The Legislature appropriated \$100,000 for dam construction and land acquisition. Sweetbriar and Crown Butte are two projects in which the Game and Fish Department is participating. The Department is limited in the amount of money it can use for participation in dams and at the present time is not in a position to commit any funds. Two projects the Department is interested in but unable to participate in are Wolf Butte and Juanita. The Juanita project is one that does not need immediate attention and nothing will be lost by waiting; however, the Wolf Butte project is one that requires immediate attention to save the dam.

WOLF BUTTE DAM

Secretary Hoisveen stated that the Commission could install a pipe which would take

care of quite a bit of water and throw up a dike with local equipment. It would be a temporary installation and probably be there until the Game and Fish Department could participate, and then make a permanent job of it. It was suggested that the Commission participate with the Adams County Water Management District in erecting a temporary spillway to the extent of \$1500 on a 50-50 basis. It was moved by Commissioner Einar Dahl and seconded by Commissioner Steinberger that the Commission participate in the temporary installation in Wolf Butte Dam on a 50-50 basis, to the extent of \$1500. Motion carried.

LAKE JUANITA The work necessary on Lake Juanita would cost approximately \$27,000 which would be \$9,000 for the State Water Commission. This is a project that is not of immediate concern.

COMMISSIONERS-STUART MEETING Mr. Stuart stated he would like to meet sometime with the Commissioners and Secretary Hoisveen to outline a 10-year program for the state. It was suggested that sometime in January, 1964, such a meeting be held.

MAXIMUM ACQUISITION OF LAND AROUND STATE RESERVOIRS FOR RECREATIONAL USE Mr. Jochim met with the chief of planning division for the National Parks Service in Omaha relative to standards that could be used in acquisition of land around state reservoirs for recreational use. Mr. Jochim's report was read to the Commission members. The amount of land acquired is dependent upon the facts of each individual case and first consideration being given to acquiring sufficient acreage for present and future public use.

RESOLUTION - MIDDLE AND SOUTH BRANCH FOREST RIVER WATERSHED STRUCTURE No. 1 The City of Minto is concerned over the situation that has developed in connection with the Soil Conservation Service proposal to build a dam which will include a reservoir approximately 50 channel miles west of Minto. The plans also include the removal of two feet of the city dam at Minto. They contend that the railroad bridge is causing the flooding. The State Water Commission has the authority to insist that a larger opening be installed by the railroad company. It was moved by Commissioner Gallagher and seconded by Commissioner Steinberger that the State Engineer be directed to continue his study in the Forest River area. Motion carried.

SAND LAKE REQUEST The Pleasant Lake Wildlife Club is desirous of developing a picnic area around Sand Lake in Pierce County. They are seeking state aid in developing this area. It was recommended that the State Engineer investigate the situation.

NORTH DAKOTA WATER USERS CONVENTION AT FARGO The North Dakota Water Users Association is holding its convention in Fargo on October 8. The Commission usually holds a meeting at the same time, which gives the Commission members an opportunity to participate in the Water Users Convention. The Missouri Basin Inter-Agency Committee meeting is also being held in Fargo on October 9. It was

moved by Commissioner Gallagher and seconded by Commissioner Gray that the Water Commission hold its meeting in Fargo on October 8. Motion carried.

The Secretary was requested to make reservations for Commissioners Lunseth, Gallagher, Einar Dahl, Steinberger and Gray at the Town House Motel in Fargo.

PLAQUE FOR SECRETARY UDALL A plaque, similar to the one presented to Secretary Dominy, is to be presented to Secretary Udall at the Fargo meeting. It has been requested that the Water Commission participate in the cost of the plaque along with the Water Users Association and the Garrison Conservancy District. It was moved by Commissioner Gray and seconded by Commissioner Einar Dahl that the Water Commission participate in one-third of the cost of a plaque to be presented to Secretary Udall. Motion carried.

HARRY ENGET Commissioner Steinberger inquired as to a water right for Harry Enget. Secretary Hoisveen suggested that he write to the Soil Conservation Service. He would then be granted a permit.

JOHN FOULKES John Foulkes of Tolley requested Mr. Steinberger to see about water rights for him. This is an impoundment for cattle. Mr. Hoisveen stated that if the impoundment was less than 10 acre-feet a water right was not required.

BURLINGTON DAM Commissioner Steinberger inquired about the Burlington Dam. Secretary Hoisveen stated there was nothing new to report. As soon as the Corps of Engineers get their plans firmed up they will hold hearings. Mr. Hoisveen also reported that he had talked to the Corps when he was in Minneapolis in August and there was nothing new at that time.

PIPESTEM DAM Commissioner Gray inquired about the Pipestem Dam. The Pipestem Dam is $3\frac{1}{2}$ to 4 miles north of Jamestown. This stream contributed more flooding to Jamestown in the 1950's than the James River. Jamestown has, for a number of years, been attempting to get a project there. The Corps of Engineers has now come up with what looks like a pretty good plan from the standpoint of the Soil Conservation Service. A meeting was held last spring. Representatives from the Corps were there. The Jamestown people thought they would have to make trips to Omaha. Secretary Hoisveen inquired, when he was in Omaha ten days ago, about a meeting in Jamestown and was informed that the meeting they held in Jamestown in the spring was sufficient to go ahead.

WATER RIGHTS At the August 20, 1963 meeting the Commissioners expressed a wish to have a legal opinion on forcible inclusion in an irrigation district and water permits granted for a specific duration. The Special Assistant Attorney General for the Water Commission states that it is his opinion, as a result of section 61-03-13 of the North Dakota Century Code, that the State Engineer may establish rules and regulations which will allow him to grant a water right for a specific length of time or which will terminate upon a condition subsequent. That an individual landowner may

INCLUSION IN IRRIGATION DISTRICT

definitely be included in an irrigation district and assessed against his will if the majority of electors within the proposed district vote for the establishment of the district.

#1001

The application of Stanley Malmberg of Oakes, North Dakota to divert 190 acre-feet of water from underground sources for the purpose of irrigating 95.3 acres of land was presented by the Secretary to the Commission for consideration. The State Engineer, Milo W. Hoisveen, having considered the application and made his recommendation thereon for 143 acre-feet of water to irrigate 95.3 acres and it was recommended by Commissioner Gallagher that a water right be issued on the condition that it will be withdrawn in the event the land becomes a part of the irrigation district, it was moved by Commissioner Gallagher and seconded by Commissioner Steinberger and carried that the application as modified by the recommendations of the State Engineer and Commissioner Gallagher be approved and the permit granted for the diversion of 143 acre-feet to irrigate 95.3 acres of land.

#1087

The application of John Jorgenson of Bowman to divert 180 acre-feet of water from an intermittent creek tributary to the Grand River for the purpose of irrigating 90 acres of land was presented by the Secretary to the Commission for consideration. The State Engineer, Milo W. Hoisveen, having considered the application and made his recommendation thereon for 15 acre-feet to irrigate 15 acres, subject to the 2900 acre-feet reserved for the use of the Bowman County Water Management District, it was moved by Commissioner Gallagher and seconded by Commissioner Steinberger that the application as modified by the recommendations of the State Engineer be approved and the permit granted for the diversion of 15 acre-feet to irrigate 15 acres of land. Motion carried.

#1097

The application of the City of Tioga, Tioga, North Dakota to divert 620 acre-feet for an impoundment plus 620 acre-feet annual use from the Tioga Dam and Reservoir and adjacent wells, tributary to the Missouri River, for municipal use was presented by the Secretary to the Commission for consideration. The State Engineer, Milo W. Hoisveen, having considered the application and made his recommendation thereon for 620 acre-feet for an impoundment, plus 620 acre-feet annual use for municipal use, it was moved by Commissioner Gallagher and seconded by Commissioner Steinberger and carried that the application be approved and the permit granted for the diversion of 620 acre-feet for an impoundment plus 620 acre-feet annual use for municipal purposes.

#1098

The application of Kenneth Bagley of Rhame to divert 84 acre-feet for an impoundment, 21 acre-feet annual use for water for livestock from an intermittent creek, tributary to the Little Missouri River, was presented by the Secretary to the Commission for consideration. The State Engineer, Milo W. Hoisveen, having considered the application and made his recommendation thereon for 84 acre-feet impoundment, 21 acre-feet annual use for livestock purposes, it was moved by Commissioner Gallagher and seconded by Commissioner Steinberger and carried that the application be approved and the permit granted for the diversion of 84 acre-feet impoundment, 21 acre-feet annual use for water for livestock.

#1099

The application of Doris Connell, Medora to divert 80 acre-feet of water from Tepee Creek, tributary to the Little Missouri River, for the purpose of irrigating 38.8 acres of land was presented by the Secretary to the Commission for consideration. The State Engineer, Milo W. Hoisveen, having considered the application and made his recommendation thereon for 38.8 acre-feet to irrigate 38.8 acres, it was moved by Commissioner Gallagher, seconded by Commissioner Steinberger and carried that the application as modified by the recommendation of the State Engineer be approved and the permit granted for the diversion of 38.8 acre-feet to irrigate 38.8 acres.

adjourned at 3 :15 p.m.

There being no further business the meeting

Respectfully submitted,

Milo W. Hoisveen
Secretary

ATTEST:

William L. Gray
Governor

CERTIFICATE OF MAILING

I, Kay Liversage, hereby certify that at the request of Milo W. Hoisveen, Engineer-Secretary of State Water Commission, I mailed on September 30, 1963 a true and correct copy of the hereto attached Resolution 63-9-202, marked Exhibit A, together with a copy of the covering letter thereon, hereto attached and marked Exhibit B, to each of the persons, departments and agencies shown on the attached Mailing List, marked Exhibit C, by enclosing said Resolution and letter in envelopes and depositing the same in the United States Post Office in Bismarck, North Dakota, with ordinary postage thereon fully prepaid.

I hereby further certify that at such request I mailed on October 3, 1963 a true and correct copy of each of said attached Resolution 63-9-202, Exhibit A, and covering letter thereon, Exhibit B, together with an original, signed letter from Milo W. Hoisveen, a copy of the body of which letter is attached hereto and marked Exhibit D to each of the persons and agencies shown on attached Mailing List, marked Exhibit E, with copies of said letter and enclosures to the addressees listed to receive the same on said Exhibit E, by enclosing the Resolution and letters mentioned in envelopes and depositing the same in the United States Post Office in Bismarck, North Dakota, with ordinary postage thereon fully prepaid.

Dated at Bismarck, North Dakota, October 3, 1963.



Kay Liversage, Stenographer,
State Water Commission

Lt. Gen. Walter K. Wilson, Jr.
Chief of Engineers
U.S. Army Corps of Engineers
Washington 25, D. C.

Copy with enclosures to:

Division Engineer
U.S. Army Engineer Division-Mo. River
Corps of Engineers
7401 U.S. Post Office & Court House
215 N. 17th St.
Omaha 2, Nebraska

Lt. Col. Leslie B. Harding,
District Engineer
U.S. Army Engineer District, St. Paul
Corps of Engineers
1217 U.S. Post Office & Court House
180 E. Kellogg Blvd.
St. Paul 1, Minnesota

Division Engineer
U.S. Army Engineer Division, North Central
Corps of Engineers
536 South Clark St.
Chicago 5, Illinois

Col. Harold J. St. Clair, District Engineer
U.S. Army Engineer District, Omaha
Corps of Engineers
6012 U.S. Post Office & Court House
215 N. 17th St.
Omaha 2, Nebraska

Honorable Floyd E. Dominy
Commissioner
Bureau of Reclamation
Department of the Interior
Washington 25, D. C.

Copy with enclosures to:

G. A. Freeman, Projects Manager
U.S. Bureau of Reclamation
P.O. Box 1050
Bismarck, N. Dak.

Bruce Johnson, Regional Director
U.S. Bureau of Reclamation
P.O. Box 2553
Billings, Montana

Honorable Rex M. Whitton
Federal Highway Administrator
Bureau of Public Roads
Department of Commerce
Washington 25, D. C.

Copy with Enclosures to:

Bureau of Public Roads
207 E. Front Ave.
Bismarck, N. Dak.

Bureau of Public Roads
P.O. Box 8177
Plaza Station
4900 Oak St.
Kansas City 12, Missouri

Honorable Joseph C. Swidler
Chairman
Federal Power Commission
Washington 25, D. C.

Copy with enclosure to:

Kennth G. Tower, Regional Engineer
Federal Power Commission
610 South Canal St.
Chicago 7, Illinois

Honorable Clarence F. Pautzke
Commissioner of Fish & Wildlife
Department of the Interior
Washington 25, D. C.

Copy with enclosures to:

Daniel H. Janzen, Director
Bureau of Sport Fisheries & Wildlife
Department of the Interior
Washington 25, D. C.

R. W. Burwell
Regional Director
Fish & Wildlife Service
1006 West Lake St.
Minneapolis, Minnesota

Robert Randall
Fish & Wildlife Service
Bismarck, N. Dak.

Honorable Karl S. Landstrom
Director
Bureau of Land Management
Department of the Interior
Washington 25, D. C.

-2-

Honorable J. Celebrezze
Secretary
Health, Education and Welfare
Washington 25, D. C.

Copy with enclosures to:

Mr. James W. Doarn
Regional Director
Health, Education and Welfare
560 Westport Road
Kansas City 11, Missouri

Honorable Donald A. Williams
Administrator
Soil Conservation Service
U.S. Department of Agriculture
Washington 25, D. C.

Copy with enclosures to:

Mr. Lyness G. Lloyd
State Conservationist
Soil Conservation Service
P.O. Box 270
Bismarck, N. Dak.

Honorable Edard P. Cliff
Chief, Forest Service
U.S. Department of Agriculture
Washington 25, D. C.

Honorable Howard Bertsch
Administrator
Farmers Home Administration
U.S. Department of Agriculture
Washington 25, D. C.

Copy with enclosures to:

Mr. John R. McClung
State Director
Farmers Home Administration
Bismarck, N. Dak.

Honorable Edard C. Crafts
Director
Bureau of Outdoor Recreation
Department of the Interior
Washington 25, D. C.

COVERING LETTER (body) Exhibit D

North Dakota State Water Commission

1301 State Capitol

223-8000 Ext 41

Bismarck, North Dakota 58501

October 3, 1963

Dear _____:

There is enclosed a copy of a Resolution adopted by this Commission on September 24, 1963, requiring compliance by all affected State Officers, departments, boards and commissions with the provisions of section 61-02-25 of the North Dakota Century Code, quoted therein, together with a copy of the letter of transmittal.

It is believed that this information will be of interest to you in connection with the programs and activities of your agency in North Dakota.

Sincerely yours,

Milo W. Holsveen
Engineer-Secretary

MWH
enclosure

Governor William L. Guy
Chairman

Oscar Lunsath, Vice Chairman
Grand Forks

Einar H. Dahl
Watford City

Richard P. Gallagher
Mandan

Henry J. Steinberger
Dennybrook

Gordon K. Gray
Valley City

Math Dahl, Ex-Officio Member
Comm. of Agriculture & Labor

Milo W. Holsveen, Secretary
Chief Engineer & State Engineer

STATE DEPARTMENTS

Math Dahl
Commissioner of Agriculture & Labor
~~Hazleton, N. Dak.~~ Bismarck

Russell Stuart, Commissioner
Department of Game & Fish
Ft. Lincoln
Bismarck, N. Dak.

Vern Cooper
Garrison Diversion Conservancy Dist.
Bismarck

Dr. Wilson M. Laird
State Geologist
N.D. Geological Survey
University Station
Grand Forks, N. Dak.

James Roy Amos, N. D.
State Health Officer
State Health Department

Russell Reid, Secretary
State Historical Society
Liberty Memorial Bldg.
Bismarck

W. P. Sebens
Executive Secretary
State Soil Conservation Committee
Bismarck

IRRIGATION DISTRICTS

Warren Gathman, Secretary
Buford-Trenton Irrigation Dist.
Buford, N. Dak.

Mrs. Wm. Lassey-Secretary
Cartwright Irrigation District
Cartwright, N. Dak.

Robert Hughes, Secretary
Dickey Sargent Irrigation Dist.
Ellendale, N. Dak.

Joseph McIntee, Secretary
Eaton Flood Irrigation District
Towner, N. Dak.

Henry Klindworth-Secretary
Ft. Clark Irrigation Dist.
Stanton, N. Dak.

Robert Knudson-Secretary

Laverne Kreft-Secretary
Karlsruhe Irrigation District
Towner, N. Dak.

Warren Tewksbury-Secretary
Lincoln Valley Irrigation District
McElusky, N. Dak.

Mrs. Thelma Barber-Secretary
Lower Yellowstone Irrigation District
Sidney, Montana

Alvin A. Kramer-Secretary
Middle Souris Irrigation District
Minot, N. Dak.

Banks Sieber-Secretary
North Souris Irrigation District
Bottineau, N. Dak.

Paul Roney-Secretary
Oakes Groundwater Irrigation District
Oakes, N. Dak.

Oscar Oberg-Secretary
Painted Woods Irrigation District
Washburn, N. Dak.

Alfred Gullickson-Secretary
Sioux Irrigation District
Cartwright, N. Dak.

C. N. Richards-Secretary
Tri County Irrigation District
Leonard, N. Dak.

Howard Pare-Secretary
Warwick McVillage Irrigation District
Tolna, N. Dak.

John Heinz-Secretary
Western Heart River Irrigation District
Carson, N. Dak.

WATER MANAGEMENT DISTRICTS

Betty Svihovec-Secretary
Adams County Water Management District
Hettinger, N. Dak.

Marion Condit-Chairman
Boundary Creek Water Management District
Souris, N. Dak.

John A. Amundson-Secretary
Bowman County Water Management District
Bowman, N. Dak.

WATER MANAGEMENT DISTRICTS (cont.)

Bert L. Wilson Jr.-Secretary
Burke County Water Management District
Bowbells, N. Dak.

E. S. Bateman
Cavalier County Water Management District
Clyde, N. Dak.

F. E. Foughty-Secretary
Chain Lakes Water Conservation &
Flood Control District
Devils Lake, N. Dak.

Arlie C. Hanson-Chairman
LaMoure County Water Management Board
Litchville, N. Dak.

Marion Yetter-Secretary
Lower Heart River Water Conservation
and Flood Control District
Manadan, N. Dak.

F. J. Woell-Secretary
Maple River Water Conservation and
Flood Control District
Casselton, N. Dak.

A. J. Spires-Secretary
Marmarth Water Management District
Marmarth, N. Dak.

N. J. Mosbrucker-Secretary
Morton County Water Management Board
Box 649
Mandan, N. Dak.

Vivian Gill-Clerk
Nelson County Water Conservation and
Flood Control District
Lakota, N. Dak.

Glenn Swanson-Clerk
Oak Creek Water Management District
Bottineau, N. Dak.

Oliver Light-Chairman
Oliver County Water Management Board
Center, N. Dak.

William J. Sturlaugson-Secretary
Pembina County Water Conservation and
Flood Control District
Cavalier, N. Dak.

Holger Bertelsen-Chairman
Richland Water Management District
Fairmount, N. Dak.

Kenneth McIntyre-Chairman
Rush River Water Conservation and
Flood Control District
Harwood, N. Dak.

Robert Case-Secretary
Sargent County Water Management District
Forman, N. Dak.

Daniel R. Twichell-Secretary
Southeast Cass Water Conservation and
Flood Control District
West Fargo, N. Dak.

F. E. Foughty, Secretary
Sweetwater-Dry Lakes Water Conservation
and Flood Control District
Devils Lake, N. Dak.

Duane Lemm
Traill County Water Management District
Hillsboro, N. Dak.

Henry Steinberger-Chairman
Upper West Souris Water Conservation and
Flood Control District
Donnybrook, N. Dak.

Joseph Bina
Walsh County Water Management District
Conway, N. Dak.

Arthur G. Gunderson-Secretary
Wells County Water Conservation and
Flood Control District
Fessenden, N. Dak.

Owen Sizer
West Dickey County Water Conservation and
Flood Control District
Ellendale, N. Dak.

C. N. Nelson, Chairman
Natural Resources Council
Bottineau, North Dakota

Walter Hjelle, Commissioner
State Highway Department
Bismarck, North Dakota

North Dakota State Water Commission

1301 State Capitol

223-8000 Ext 41

Bismarck, North Dakota 58501

September 30, 1963

TO: ALL AFFECTED STATE OFFICERS, DEPARTMENTS, BOARDS AND COMMISSIONS _

PLEASE TAKE NOTICE That at its meeting on September 24, 1963, the North Dakota State Water Commission adopted the enclosed Resolution pertaining to compliance with the provisions of section 61-02-25 of the North Dakota Century Code. This section was originally enacted in 1937 at the time of the creation of the State Water Conservation Commission.

The reaffirmation by the Commission of the provisions of this section is the result of the failure of some of the state officials, departments or agencies to comply therewith in their dealings with Federal agencies or departments concerning and involving water conservation, flood control, irrigation, water pollution or contamination.

Although such failure, undoubtedly, in most instances came about through inadvertence, it has tended to complicate the administration of the state water laws.

Sincerely yours,

MILO W. HOISVEEN
Engineer-Secretary

MWH/FF/dmu
enclosure

Governor William L. Guy
Chairman

Oscar Lunseth, Vice Chairman
Grand Forks

Einar H. Dahl
Watford City

Richard P. Gallagher
Mandan

Henry J. Steinberger
Donnybrook

Gordon K. Gray
Valley City

Math Dahl, Ex-Officio Member
Comm. of Agriculture & Labor

Milo W. Hoisveen, Secretary
Chief Engineer & State Engineer

RESOLUTION 63-9-202

**Requiring Compliance With Section 61-02-25
Of The North Dakota Century Code**

WHEREAS section 61-02-25 of the North Dakota Century Code provides,

"61-02-25. DUTIES OF STATE AGENCIES ACTING THROUGH INTER-STATE COMPACTS OR AGREEMENTS.--Every state officer, department, board, and commission authorized by any law of this state to act upon or to be concerned with any interstate commission involving any interstate compact, or to act upon any foreign commission involving any foreign compact, or with any federal agency or department of the United States, the subject matter of which in any way concerns or involves water conservation, flood control, irrigation, water pollution or contamination, or the exercise of the powers and duties granted to the commission by this chapter, first shall submit to the commission the plans, purposes, and contemplated action and shall receive the approval of the commission therefor before making any agreement, contract, purchase, sale, or lease, for any of said purposes. The commission may give its aid and assistance to any state agency so acting with respect to any interstate compact, including the tri-state waters commission.

SOURCE: S. L., 1937, ch. 255, § 12; 1939, ch. 256, § 12; R. C. 1943, § 61-0225;" and

WHEREAS this Commission has taken note of reported agreements, contracts, or arrangements purported to have been made among state officials, departments, boards, commissions or districts and Federal departments, agencies, or officials thereof, concerning and involving water conservation, flood control, irrigation, water pollution or contamination, or the exercise of the powers and duties granted to this Commission, without first submitting the plans, purposes, or contemplated action therefor or thereon to this Commission for approval;and

WHEREAS the failure to make such submission not only constitutes an evasion of applicable statutory provisions, but places this Commission in the untenable position of having and maintaining incorrect, inaccurate, and inadequate records relating to affected water supplies and resources; and

WHEREAS this Commission deems it appropriate, proper and necessary to advise, notify and require each and all state officers, officials, departments, agencies, boards and districts concerned with or involved or having responsibility in, water conservation, flood control, irrigation, water pollution or contamination, or the exercise of any of the powers and duties granted to this Commission, to comply with the provisions of the above-named section of state law;

Now, therefore, be it

RESOLVED, by the State Water Commission, in regular meeting in its office in the State Capitol, Bismarck, North Dakota, this 24 day of September, 1963, at which a legal quorum is present, that all affected state officers, officials, departments, agencies, boards, commissions and districts are hereby notified, requested and required to comply with the provisions of said section 61-02-25 of the North Dakota Century Code in connection with all projects or developments coming within the general purview or scope of said statute; and be it further

RESOLVED that the Secretary is directed to transmit copies of this Resolution to the state departments of Agriculture, Game and Fish, State Health, North Dakota Geological Survey, State Soil Conservation Committee, State Historical Society, and Garrison Diversion Conservancy District, all water management districts and irrigation districts.

NORTH DAKOTA STATE WATER CONSERVATION COMMISSION
 MONTHLY REPORT OF APPROPRIATIONS AS OF SEPTEMBER 30, 1963
 1963 - 1965 APPROPRIATIONS

FUND - 2770	AVAILABLE FUNDS		DISBURSEMENTS TO DATE	SEP'63	FUND BALANCES		
	APPROPRIATION	RECEIPTS			UNEXPENDED	ENCUMB.	UNENCUMB.
1. COMM PD & EXP -15	6,500.00	.00	675.34	420.00	5,824.66	450.00	5,374.66
2. ADMINISTRATION -301	70,000.00	140.20	7,259.32	2,842.28	62,880.38	1,400.00	61,480.38
3. MTCE OF DAMS -302	150,000.00	10,017.00	25,654.63	9,686.39	134,362.37	6,700.00	127,662.37
4. INT'L & INT EXP -303	10,000.00	.00	771.83	595.01	9,228.17	.00	9,228.17
5. TOPOGRAPHIC, USGS-304	30,000.00	.00	10,000.00	10,000.00	20,000.00	20,000.00	.00
6. HYDROGRAPHIC, USGS-305	27,500.00	2,750.00	.00	.00	30,250.00	13,750.00	11,500.00
7. ENGR & GEOL, USGS-306	60,000.00	2,282.15	14,535.76	6,161.20	47,746.39	24,700.00	23,046.39
8. COOP W/US DEPT -307	60,000.00	6,000.00	5,803.62	2,285.08	60,196.38	300.00	59,896.38
9. ENGR INVEST. ETC-308	145,000.00	800.00	15,166.42	4,733.37	130,633.58	3,500.00	127,133.58
10. ADM WATER RIGHTS-309	10,000.00	.00	4,006.78	1,473.48	5,993.22	.00	5,993.22
	569,000.00	21,989.35	33,874.20	38,197.31	507,115.15	75,800.00	431,315.15

NOTE- \$10,000 TRANSF. FROM #304 TO #305, 306, & 307.

NORTH DAKOTA STATE WATER CONSERVATION COMMISSION
STATUS OF CONTINUING APPROPRIATIONS
AS OF SEPTEMBER 30, 1963

FUND	AVAILABLE FUNDS		DISBURSEMENTS		FUND BALANCES		
	APPROPRIATION	RECEIPTS	TO DATE	SEP'63	UNEXPENDED	ENCUMB.	UNENCUMB.
20. MULTIPLE PURPOSE	500,000.00						
CARRIED FWD -#3770	337,928.21	35,842.06	44,972.43	2,325.02	828,797.84	575,387.21	253,410.63
21. CONST BOND GUAR -8770	90,000.00	20,338.29	20,539.00	.00	89,799.29	.00	89,799.29

NOTE- FUND #21 RECEIPTS ARE OBTAINED FROM RETIREMENT OF AND INTEREST ON SECURITIES THAT WERE IN THE COMMISSION'S SINKING FUND IN EXCESS OF THE AMOUNT REQUIRED TO RETIRE THE SERIES "J" BOND ISSUE ON DECEMBER 10'57. ORIGINAL DISBURSEMENTS FROM FUND #21 WERE MADE DURING THE EARLY 1940'S IN ACCORDANCE WITH SECTION 61-02-56 OF THE CENTURY CODE WHICH PROVIDES THAT THE COMMISSION MAY GUARANTEE OR INSURE, OR AGREE TO PAY, THE INTEREST ON AND PRINCIPAL OF COMMISSION REVENUE BONDS, NOT EXCEEDING 20% OF THE PAR VALUE OF ANY SUCH BONDS.

SCHEDULE OF BONDS & INTEREST RECEIVABLE - FUND NO. 21

TYPE	DUE DATE	INTEREST REC.		PRINCIPAL	TOTAL INCOME ANTICIPATED
		INTEREST RATE	TO MATURITY		
U.S. SERIES K BONDS	5-65	2.76%	\$ 82.80	\$1,500	\$1,582.80
U.S. SERIES K BONDS	4-67	2.76%	220.80	2,000	2,220.80
U.S. TREASURY BONDS	12-68	2.50%	412.50	3,000	3,412.50
SIOUX IRRIG DIST BONDS	1984 SERIALY	2.25%	4,533.75	16,000	20,533.75
			<u>\$5,249.85</u>	<u>\$22,500</u>	<u>\$27,749.85</u>
			FUND BALANCE		89,799.29
			LESS ORIGINAL APPROPRIATION		-90,000.00
			EXCESS		<u>\$27,549.14</u>

NORTH DAKOTA STATE WATER CONSERVATION COMMISSION
PAYROLL - SEPTEMBER 30, 1963

SALARIED EMPLOYEES

NAME	POSITION	PAY GRADE	REMARKS	SALARY SEP' 63	WITH. TAX	SOC. SEC.	INS	BONDS	NET
HOISVEEN, MILO W.	STATE ENGR	Q-10	INC JUL' 63	1,125.00	172.50		15.00	131.25	806.25
BAESLER, GORDON	DRAFTSMAN	G-8	INC JUL' 63	443.67	61.00	16.08			366.59
CHRISTENSEN, RAY	ENGR AID	E-2	RES AUG' 63	82.40	11.90	2.99			67.51
COOPER, VERNON S.	ASST SECY	1/2 I-5	DEC OCT' 62	262.84	35.00	9.53	15.00		203.31
ENGSTROM, VIRGLE	RODMAN	D-3	INC AUG' 63	238.50	32.80	8.65	2.70		194.35
FREDRICKSON, FRED	COORDINATOR	I-9	INC JUL' 63	700.00	96.00		15.00		589.00
FROELICH, LARRY	GEOLOGIST	G-9	INC JUL' 63	454.67	41.00	16.48			397.19
FRY, GORDON	ENGR AID	E-2	RES AUG' 63	274.67	39.70	9.96			225.01
GLOVER, DALE	HYDROLOGIST	J-9	INC JUL' 63	640.67	108.80				531.87
GRINDBERG, ALAN	ENGINEER	L-4	RES SEP' 63	672.17	108.80				563.37
HILAND, LEONE	CH STENO	F-10	INC JUN' 63	402.17	53.80	14.58	2.80		330.99
JOB, RMODA	FILE CLERK	D-6	INC JUN' 63	258.75	26.80	9.38	13.25		209.32
JOCHIM, CLIFF	ATTORNEY	K-3	STA JUN' 63	200.67	51.60		15.00		134.07
KNUTSON, LEWIS	DRILLER	H-2	INC AUG' 63	429.17	47.40	15.56			366.21
LIVERSAGE, KAY	STENO	G-9	INC JUN' 63	237.67	32.80	8.62	2.70		193.55
LUYBEN, ROBERT	ENGR AID	B-8	RES SEP' 63	80.67	10.00	2.92			67.75
MILLER, MKKE	RODMAN	B-8	RES SEP' 63	40.33	5.00	1.46			33.87
NELSON, C. P.	ENGINEER	L-4	INC MAR' 63	672.17	108.80				563.37
PUTZ, ROY	OFF ASST	C-5	INC JUN' 63	214.67	18.50	7.78	2.70		185.69
RIVINIUS, MERRIL	ENGINEER	J-5	INC MAR' 63	578.67	102.60	8.42	3.15		464.50
SACKMAN, EUGENE	SURVEYOR	H-2	INC AUG' 63	429.17	37.40	15.56	14.65		361.56
SANDWICK, HAZEN	ENGINEER	M-5	INC DEC' 62	747.67	83.20		15.00	37.50	611.97
SCHMID, ROGER	GEOLOGIST	H-7	INC JUL' 63	491.67	48.20	17.82			425.65
SCHULZ, DELTON	ENGINEER	K-4	INC JUL' 63	617.67	101.60	5.60	3.15		507.32
SCHULZ, JIM	ACCOUNTANT	J-8	INC JUL' 63	625.17	91.60		.20		533.37
UGLAND, DONNA	STENO	D-3	STA JUL' 63	238.50	42.80	8.65			187.05
VOELLER, PIUS	FOREMAN	G-5	INC MAR' 63	410.67		14.89			395.78
WALTERSON, HOWARD	CONST SUPT	H-5	INC MAR' 63	466.67	64.60	16.92	10.00		375.15
WALTERSON, JEAN	DRAFTSMAN	F-5	INC JUL' 63	354.67	44.10	12.86			297.71
ZIEGLER, VICTOR	ENGINEER	M-7	INC JUL' 63	787.67	120.40		15.00		652.27
SWC - GROUP INSURANCE	17 @5			85.00			85.00		.00

NORTH DAKOTA STATE WATER CONSERVATION COMMISSION
PAYROLL - SEPTEMBER 30, 1963

HOURLY EMPLOYEES

NAME	POSITION	PAY GRADE	REMARKS	SALARY SEP '63	WITH. TAX	SOC. SEC.	INS	BONDS	NET
BUECHLER, LARRY	OPERATOR	1.70	INC JUN '63	328.10	49.80	11.90			266.40
ERICKSON, LELAND	LABORER	1.60	INC AUG '63	302.40	45.10	10.96			246.34
HANSON, RAY	LABORER	1.50	STA SEP '63	57.75	3.40	2.09			52.26
HILZENDAGER, DENNIS	LABORER	1.60	INC JUL '63	358.40	55.70	13.00			289.70
KNISS, EUGENE	LABORER	1.50	RES AUG '63	12.00	1.90	.44			9.66
KNUTSON, LANNY	DRILLER	2.00	INC APR '63	506.00	79.10	18.34			408.56
LONG, RUSSELL	LABORER	1.50	RES AUG '63	121.50	17.20	4.40			99.90
LORENZ, RICHARD	LABORER	1.50	RES SEP '63	198.00	28.80	7.17			162.03
PETERSON, JOHN	OPERATOR	2.15	INC APR '63	471.93	75.30	17.11			379.52
SCHUTLZ, RICHARD	LABORER	1.25	RES SEP '63	165.00	23.20	5.99			135.81
SENGER, ANTON	OPERATOR	2.15	INC AUG '63	460.10	72.80	16.69			370.61
VOLK, DUANE	LABORER	1.50	RES AUG '63	60.00	8.70	2.18			49.12
WEIGEL, JOE	OPERATOR	1.90	INC JUL '63	403.75	63.10	14.60			326.05
WICAL, RON	LABORER	1.50	RES AUG '63	12.00	1.90	.44			9.66
				16,720.99	2,324.70	350.02	230.30	168.75	13,647.22