

MINUTES

North Dakota State Water Commission
Meeting Held In
State Highway Department Auditorium
Bismarck, North Dakota

June 30 and July 1, 1975

The North Dakota State Water Commission held a two-day meeting in the State Highway Department Auditorium, Bismarck, North Dakota, on June 30 and July 1, 1975. Governor-Chairman, Arthur A. Link, called the meeting to order at 9:45 a.m.

MEMBERS PRESENT:

Arthur A. Link, Governor-Chairman
Richard Gallagher, Vice Chairman, Mandan
James Jungroth, Member from Jamestown
Alvin Kramer, Member from Minot
Gordon Gray, Member from Valley City
Donald Noteboom, Member from McKenzie County
Myron Just, Commissioner, Department of Agriculture, Bismarck
Vernon Fahy, State Engineer, Secretary and Chief Engineer, North
Dakota State Water Commission, Bismarck

OTHERS PRESENT:

Representatives from Montana-Dakota Utilities Company, Otter Tail
Power Company and Bechtel Power Corporation
C. Emerson Murry and Dr. William Johnson representing the North
Dakota Regional Environmental Assessment Program
Eric Gajeski and members of his staff representing the North
Dakota Public Investment Program and Plan
John VanDerwalker representing the Northern Great Plains
Resources Program
Approximately 25 people were in attendance in addition to those already listed

Portions of the proceedings of this meeting were tape recorded to assist in compilation of the minutes.

CONSIDERATION OF MINUTES
OF MAY 12 AND 13, 1975
MEETING - APPROVED

It was moved by Commissioner Kramer, seconded by Commissioner Just, and carried, that reading of the minutes of the May 12 and 13, 1975, meeting

be dispensed with and approved as distributed. Secretary Fahy reviewed some of the items which had been considered at this meeting and brought the Commission members up to date with respect to these matters.

During discussion, Commissioner Just suggested that in light of the number of applications that are being received for water permits, it might be very beneficial if the Commission members could attend one of the field days in the Dickey-LaMoure area which are sponsored annually by the research center in Oakes, North Dakota. It was the consensus of the Commission that this item be placed on the agenda for a future Commission meeting and that Commissioner Just contact the research center and make the necessary arrangements for a possible mid-August tour.

DISCUSSION ON
SPIRITWOOD LAKE
(SWC Project No. 461)

Commissioner Jungroth stated that he had received a call from the City Council at Spiritwood regarding a considerable rise in Spiritwood Lake.

The lake has risen approximately two feet, and due to a heavy rain, is continuing to rise, and the people feel that the water will reach the cottages. In 1969 or 1970, it was agreed that the lake level should be established at one foot above the meander line, and studies were made to install an outlet structure. Due to a lack of funds, such outlet structure was not installed.

Following discussion on the matter, the State Water Commission staff were directed to investigate the matter in anticipation of initiating emergency measures for flood relief.

REQUEST OF MCINTOSH COUNTY
WATER MANAGEMENT DISTRICT
FOR STATE WATER COMMISSION
PARTICIPATION IN GROUND-WATER
STUDY
(SWC Project No. 957)

Secretary Fahy stated that a request has been received from the McIntosh County Water Management District to conduct a ground-water study in that county. The total cost of the study is estimated to be \$147,960 and the State Water Commission's share would be \$38,490.

It was Secretary Fahy's recommendation that the State Water Commission participate in this request.

It was moved by Commissioner Jungroth, seconded by Commissioner Kramer, and carried, that the State Water Commission participate in a ground-water study for McIntosh County in an amount not to exceed \$38,490. The motion was passed with all members voting "aye".

DISCUSSION ON PROPOSED
FLOOD CONTROL STRUCTURE
ON BELMONT ROAD IN THE
CITY OF GRAND FORKS
(SWC Project No. 1105)

At the last Commission meeting, a discussion was held regarding the need for a flood control structure which would prevent the Red River from backing into a large residential area in Grand Forks. Correspondence

has been received from the city's Planning Director indicating that he didn't think this proposal represented public interest, but that it was to satisfy a development.

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At the May meeting, the Commission voted to approve the concept of a flood control structure for the area, but reserved any action on participation of costs until further study could be determined that this would serve a public rather than a private need.

Since the May meeting, Secretary Fahy indicated that he has received copies of the official minutes of meetings held by the Grand Forks City Council, Planning Commission, Grand Forks County Water Management District, and the Grand Forks Public Service Committee all indicating support for the construction of the Belmont Road flood control structure.

Secretary Fahy passed pictures to the Commission members of the area where the waters back up and suggested that before the Commission take any action with respect to cost participation, a public information meeting be held in the city of Grand Forks to hear the pros and cons of the proposal. It was the consensus of the Commission members that such a meeting be scheduled and that they be notified of such date.

REVIEW OF AUDIT REPORT
OF THE STATE WATER
COMMISSION FOR 1973-1974

Matt Emerson, Assistant Secretary for the State Water Commission, distributed copies of the Audit Report of the State Water Commission for 1973 and 1974. He

indicated that this was a routine-performance audit conducted by the State Auditor's office. The audit had been approved during the first meeting of the Legislative Budget Committee "A". He noted two recommendations made to the Legislative Committee for the operations of the Water Commission: (1) the cash flow amounts which includes the selling of maps, reproduction of field notes from original government surveys, and collections from water permits should be deposited when collections total \$50; and (2) the insurance coverage on office and field equipment was below the replacement value and should be increased. Both of these recommendations were implemented immediately.

Mr. Emerson indicated that the audit was found to be in compliance with the state auditing standards and recommended that it be accepted.

CONSIDERATION OF FINANCIAL
STATEMENT FOR MONTH OF
MAY, 1975

Mr. Emerson presented and reviewed the financial statement for the month of May, 1975. He noted that the biennium will end on June 30, 1975, after which

30 days are allowed to pay for commitments or bills incurred during the biennium.

Secretary Fahy and Mr. Emerson have attended sessions conducted by the Department of Accounts and Purchases for converting to a new accounting and budgeting system, which is to be implemented on July 1, 1975.

Application has been completed and submitted to the Water Resources Council for Title III funds for water and related land resources planning.

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After discussion, It was moved by Commissioner Kramer, seconded by Commissioner Just, and carried, that the State Water Commission accept and acknowledge receipt of the Audit Report of the State Water Commission for 1973 and 1974.

It was moved by Commissioner Kramer, seconded by Commissioner Just, and carried, that the financial statement for the month of May, 1975, be accepted and approved as presented.

REQUEST FROM CITY OF FARGO
FOR STATE WATER COMMISSION
PARTICIPATION TO SNAG AND
CLEAR ROSE COULEE
(SWC Project No. 1080)

Secretary Fahy stated that a request has been received from the city of Fargo for State Water Commission participation in a snagging and clearing project for Rose Coulee. The estimated cost of the project is \$8,000, and their request

to the Water Commission is for 50 percent of the total cost. It was Secretary Fahy's recommendation that the Commission participate in this request.

It was moved by Commissioner Gray, seconded by Commissioner Noteboom, and carried, that the State Water Commission participate in the snagging and clearing project for Rose Coulee in an amount not to exceed \$4,000.

REQUEST FOR APPROVAL OF
CONVEYANCE OF OLIVER AND
MCLEAN COUNTIES (PAINTED
WOODS) BANK STABILIZATION
EASEMENTS
(SWC Project No. 567-5)
(Resolution #75-6-380)

Plans and Specifications have been received from the U. S. Army Corps of Engineers for bank stabilization works (Painted Woods area) on the banks of the Missouri River in the vicinity of Sections 5, 6 and 7, Township 143 North, Range 81 West, and Section 31, Township 144 North,

Range 81 West, Oliver County.

The necessary easements have been acquired by the Oliver County Water Management District for this work.

Secretary Fahy presented a draft resolution which would give the Commission's approval and adoption of the plans and specifications. The resolution will also give, grant and convey to the United States Government, its contractors and agents, the right and permission to enter into and upon said lands for the purpose of construction of river-bank protection project.

After discussion, it was moved by Commissioner Kramer that Resolution No. 75-6-380 be approved and adopted by the State Water Commission and

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forward to the Corps of Engineers so that they may proceed with the necessary bank stabilization protection project. The motion was seconded by Commissioner Jungroth. All members voted aye and the motion carried. (SEE APPENDIX "A")

At 12:00 noon, the Commission recessed, and the meeting was reconvened at 1:45 p.m. - Governor Link presiding.

CONSIDERATION OF MONTANA-
DAKOTA UTILITIES COMPANY'S
AMENDED APPLICATION FOR A
WATER PERMIT
(SWC Water Permit No. 2292)

Secretary Fahy stated that on June 27, 1975, Montana-Dakota Utilities Company had filed an alternative to its original application for a water permit (SWC Water Permit No. 1997). The original application was to appropriate water from

Brush Creek, South Coyote Creek and the Knife River with an annual diversion of 22,500 acre-feet and a total storage capacity of 47,600 acre-feet. The alternative filed by the applicant calls for an appropriation of 11,000 acre-feet annually with storage of 1,050 acre-feet from the Missouri River in Mercer County. Permit No. 1997 was filed for 3-440 megawatt units; the alternative was filed for 1-440 megawatt unit.

Mr. David M. Heskett, President of Montana-Dakota Utilities Company, gave the following statement:

"Governor Link, Members of the Commission:

I want to thank the Commission for the opportunity to appear before you this afternoon. As you will recall, Montana-Dakota Utilities Company, at your November meeting, requested that you hold our water permit application and dam construction permit in abeyance to enable the Company to do additional research on the adequacy of a water supply in the Knife River, with the thought of changing the point of diversion from the Knife River to the Missouri. We have now formulated sufficient data which dictate that the Missouri is a much more reliable source of water for our proposed plant. And, accordingly, on June 27, we filed our amended water application designating a point of diversion on the Missouri River, with a proposed pipeline from that point to the plant site south of Beulah. Our new plans do not call for the construction of any dams on either Brush Creek or Coyote Creek. We do plan, however, to construct a small surge pond, which will hold an approximate 15-day supply of water to be used in emergency situations for the plant. Our time frame has not changed. Our present plans call for the beginning of construction of the plant in 1979 with the completion of the plant by 1981. Because of the delay involved in the change of our application, time is very critical to us.

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I have with us today Mr. W. W. Kroeber and Mr. R. T. Nelson, both employees of MDU; Mr. O. B. Johnson of Otter Tail Power Company; and Mr. John Zuttermeister of the Bechtel Corporation. We have a map, which we would like to show you, depicting our proposed point of diversion and pipeline route in relation to our proposed plant site, surge pond and evaporation pond. With your permission, I'll call on Mr. John Zuttermeister, who will present the map to you, after which we will be available to answer any questions you may have."

Mr. John Zuttermeister of Bechtel Corporation, showed a map and presented in detail Montana-Dakota Utilities Company's amended proposal.

Commissioner Just asked about the status of MDU's water permit request. Secretary Fahy replied that the only similarity between the original request and the amended request is the applicant's plant location; therefore, it is necessary to handle this alternative as a new application. He suggested that appropriate action at this time would be to schedule a new public hearing.

After discussion, it was moved by Commissioner Kramer that the Chief Engineer schedule a date and place for a public hearing to consider the application for a water permit filed by Montana-Dakota Utilities Company. The motion received a second by Commissioner Jungroth. All members voted aye and the motion carried.

Governor Link suggested that the State Engineer and his staff prepare suggestions as to the types of information which might be of interest at the public hearing and forward to the applicant. MDU officials were also asked to prepare a statement outlining obvious areas of environmental impacts and those areas which would be given more detailed study during the development of the Environmental Impact Statement.

CONSIDERATION OF WATER PERMIT REQUESTS

Secretary Fahy presented Appendix "B" attached hereto, which represents water permit requests. He indicated that his staff has reviewed each application and has made recommendations noted on the attachment. It was his recommendation that the Commission approve those requests as indicated and defer those requests recommended for further study and information.

Secretary Fahy presented Appendix "B" attached hereto, which represents water permit requests. He indicated that

After discussion and the Commission reviewed those requests for a water permit listed on Appendix "B", it was moved by Commissioner Jungroth, seconded by Commissioner Just, and carried, that the Commission approve the following water permit requests, subject to

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the conditions indicated on the respective application:

No. 2236 - Bowman Golf Association, Bowman;
 No. 2253 - Wilfred Kerzmann, Emmet; No.
 2251 - Julian Gunlikson, Zahl; No. 2219 -
 Ronald Wagner, Englevale; No. 2222 - Robert
 Kylo, McCanna; No. 2244 - Anton J. Ridl,
 Dunn Center; No. 2245 - Kermit Perhus,
 Manning; No. 2233 - Stanley Hokana, Oakes;
 No. 2226 - William Huether, Jr., Lisbon;
 No. 2231 - Schwab Farms, Englevale; No.
 2162 - Robert Knutson, Oakes; No. 2216 -
 Doris Bacon, Marmarth; No. 2240 - Wayne L.
 Rehovsky, Oakes; No. 2250 - Oscar Huso, Jr.,
 Aneta; No. 2197 - Joseph M. Eberle, Hague;
 No. 2260 - Clarence J. Greene, Tolna;
 No. 2259 - Selmer T. Nelson, Springbrook;
 No. 2246 - Boeing Aerospace Company,
 Seattle, Washington; No. 2238 - Donald C.
 Wescom, Jamestown; No. 2237 - Dennis Hendrickson,
 Montpelier; No. 2186 - Benjamin B. Braun,
 Turtle Lake; No. 2174 - City of Crary,
 Crary; No. 2274 - Erling Paulson, Taylor;
 No. 2161 - Richard D. Knutson, Oakes;
 No. 2202 - George Hartman, Killdeer;
 No. 2181 - John M. Hokana, Oakes; No.
 2150 - Larry Schramm, Livona Station-
 Bismarck; No. 2227 - Leroy Schneider,
 Verona; No. 2046 - Alan N. Edwards,
 Denbigh; No. 2146 - Diocese of Bismarck
 Trust and Mary College, Inc. Trust,
 Bismarck; No. 2130 - Neil Peters,
 Sutton; No. 2105 - Ladish Malting
 Company, Milwaukee, Wisconsin; and,
 No. 2204 - Dale Brandt, Granville.

It was also moved by Commissioner Jungroth,
 seconded by Commissioner Just, and carried,
 that the Commission defer at this time the
 following water permit requests pending
 additional information and study:

No. 2261 - Thomas A. Heimbuch, Oakes;
 No. 2271 - Fred Dohrmann, Taylor; No.
 2234 - Clarence J. Hanson, Ruso; No.
 2265 - Russell Makeeff, Mercer; and No.
 1968 - North Valley Water Association,
 Inc., Cavalier. (SEE APPENDIX "B")

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**CONSIDERATION OF STATE
WATER COMMISSION ADOPTION
OF RESOLUTION OF APPRECIATION
FOR HAL S. DAVIES
(Resolution #75-7-381)**

his public service efforts.

Secretary Fahy stated that a recognition luncheon is going to be held in honor of Hal S. Davies of Minot on August 4, 1975, and it has been suggested that the Commission may wish to adopt a resolution commending Mr. Davies for

It was moved by Commissioner Kramer, seconded by Commissioner Gray, and carried, that the Commission adopt Resolution No. 75-7-381, In Appreciation, Hal S. Davies, to be presented to Mr. Davies commending him for his outstanding public service efforts. (SEE APPENDIX "C")

**CONSIDERATION OF ADOPTING
RESOLUTION OF APPRECIATION
FOR JAMES RUYAK
(Resolution #75-7-382)**

for his efforts.

Mr. James Ruyak, who conducted the flood fighting operations in Minot, will be honored this summer. It has been suggested that the Commission adopt a resolution commending Mr. Ruyak

It was moved by Commissioner Kramer, seconded by Commissioner Gray, and carried, that the Commission adopt Resolution No. 75-7-382, In Appreciation, James Ruyak, to be presented to Mr. Ruyak commending him for his flood fighting efforts. (SEE APPENDIX "D")

**CONSIDERATION OF REQUEST
TO SNAG AND CLEAR THE
WILD RICE RIVER
(SWC Project No. 1508)**

costs, which will total approximately \$50,000. The request to the State Water Commission is for participation up to 50 percent, or \$25,000. It was Secretary Fahy's recommendation that the Commission participate in this request.

Secretary Fahy stated that a request has been received to snag and clear a 19-mile reach of the Wild Rice River. The Corps of Engineers has decided not to participate in the

It was moved by Commissioner Gray, seconded by Commissioner Jungroth, and carried, that the Commission participate in the snagging and clearing project of the Wild Rice River in an amount not to exceed \$25,000, or 50 percent of the total cost.

**CONSIDERATION OF REQUEST
TO INSTALL DRAWDOWN STRUCTURE
AT MT. CARMEL DAM
(SWC Project No. 1346)**

Secretary Fahy stated that whenever the Water Commission is involved in a recreation dam project, the Commission works closely with the State Game and

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Fish Department to utilize the latest techniques for preserving the life of the lake. The Game and Fish Department has recommended that a drawdown pipe be installed at Mt. Carmel Dam. Total cost of the project is estimated to be \$3,500 and such costs would be shared by the State Water Commission, the Game and Fish Department and the Water Management District. The Commission's share would be \$1,167. It was Secretary Fahy's recommendation that the Commission participate in this request.

It was moved by Commissioner Jungroth that the Commission participate in an amount not to exceed \$1,167 to install a drawdown pipe at Mt. Carmel Dam. The motion received a second from Commissioner Gray. All members voted aye on the motion and it carried.

At 3:30 p.m., the Commission recessed their meeting. At 9:30 a.m., on July 1, 1975, the meeting will be reconvened at the State Highway Department Auditorium.

On July 1, 1975, the Commission reconvened their meeting at 9:45 a.m. in the State Highway Department Auditorium; Vice Chairman Gallagher presiding. Due to the severe flooding situation in the eastern part of the state, it was necessary for Governor Link and Commissioner Just to inspect this area, therefore, they were not in attendance for the morning session.

PRESENTATIONS -

MAJOR PLANNING EFFORTS IN STATE AND REGION

At the May 12 and 13, 1975 meeting of the Commission, it was decided that the State Engineer should arrange for a briefing session in which background information on studies relating to energy development could be discussed and that presentations from persons directing major planning efforts in this region could be made to the State Water Commission and the interested public during the June meeting.

Secretary Fahy introduced the following: Eric Gajeski and members of his staff made a presentation concerning the North Dakota Public Investment Program and Plan; and at 1:30 p.m., C. Emerson Murry and Dr. William Johnson gave a presentation concerning the North Dakota Regional Environmental Assessment Program. Following the REAP presentation, John VanDerwalker, Study Director for the Northern Great Plains Resources Program, showed slides and discussed the planning efforts of this Program.

Following the three presentations, Secretary Fahy thanked the representatives of each program for their very interesting and informative discussions.

Commissioner Just requested that the Commission members be forwarded copies of the summary of the Northern Great Plains Resources Program when available.

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DISCUSSION OF THE STATUS
OF HURRICANE LAKE LEVEL
(SWC Project No. 559)

Murray Sagsveen, Special Assistant
Attorney General for the Water
Commission, gave the history of
Hurricane Lake, which is a shallow

lake partially located in Pierce County and partially in Towner County. The main portion of Hurricane Lake lies in Pierce, and when that county was originally surveyed, the lake contained sufficient water to cause the surveyor to establish meander lines for the lake's boundary. The portion lying within Towner County, a shallow tip of the lake, was subject to survey at a different date; at that time, the surveyor apparently did not consider the shallow tip to constitute a lake, so he did not establish meander lines for the boundary.

The lake's level has fluctuated considerably over the past years. The discrepancy in original surveys tends to indicate the level varied to a certain extent between the time of surveys for the counties. In 1927, the lake was dry enough that it was being farmed and the District Court for the Second Judicial District quieted title to the lake bottom so that recognizable boundaries could be established between the several riparian landowners who owned the lake bed in common.

Since 1969, the lake has again filled with water and acres used as farmland in dryer years are now flooded. Those who used to farm the lake bed now consider the loss of that land an economic hardship, so they have initiated a request to drain the lake.

On October 7, 1974, pursuant to Commission action, the Chief Engineer sent a letter to the Attorney General requesting an Opinion on the following question: "Are the quieted titles to the meandered portion of Hurricane Lake valid?" The Attorney General responded with a question for more information, specifically on navigability and the issuance of federal patents.

After much research and study on this matter, Mr. Sagsveen's opinion of the legal issues of the matter is that the State Engineer must approve any drainage of Hurricane Lake. He does, however, have the authority to refuse drainage and to maintain the level at the high-water mark, which shall mean that line reached by water when a lake or stream is ordinarily full and the water ordinarily high. For Hurricane Lake, the high-water mark is considered the level of the natural outlet.

DISCUSSION ON PROPOSED RULES
AND REGULATIONS FOR THE
STATE WATER COMMISSION

In conjunction with the discussion on Hurricane Lake, Mr. Sagsveen reviewed and discussed Chapter 6 - Pond, Slough, and Lake Management, of the proposed

Rules and Regulations for the State Water Commission. He noted that when an application is received to drain a meandered lake such as Hurricane Lake, the applicant shall be instructed to give notice of certified mail to: all record title owners of real estate whose property would be directly affected

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by draining the lake; any water management district having jurisdiction over the lake, or a portion thereof; any water management district having jurisdiction over any portion of a watershed which drains into the lake; any water management district which would be substantially affected by the drainage of the lake; any cabinowners' association for the lake; the North Dakota Game and Fish Department, and the North Dakota Department of Health. The State Engineer shall then cause a hearing to be held in the area where the lake is located. Following the hearing, the State Engineer shall then make a determination whether to deny the application or prepare a management plan for partial or complete drainage of the lake.

Commissioner Jungroth stated that the words within a reasonable period should be inserted under Section 6205, so it shall read Within a reasonable period after the informational hearing, the State Engineer shall:.....

Mr. Sagsveen asked the Commission at what point in making a determination the Commission wished to be involved. It was Commissioner Kramer's feeling that the routine procedure should be followed and when considering the final determination, the matter should come before the Commission. It was the consensus of the Commission members that under Section 6208 b, the language with the approval of the Commission, shall be inserted. This section shall then read b. Following the hearing, or the 20-day period if no hearing will be conducted, the State Engineer, with the approval of the Commission, shall make a final determination as to whether the lake shall be completely or partially drained.....

It was moved by Commissioner Just, seconded by Commissioner Kramer, and carried, that the language with the approval of the Commission, be inserted in Section 6208b. of the proposed Rules and Regulations.

Mr. Sagsveen stated that the Rules and Regulations will be forwarded to the Attorney General's office for their comments and approval and also the water management districts for discussion at their August 5 meeting. He also noted that these rules and regulations will be the joint rules and regulations for the State Water Commission and the State Engineer, therefore, eliminating any jurisdictional problems that may arise in determining final decisions.

It was moved by Commissioner Gray that the State Water Commission adopt the proposed Rules and Regulations as amended, for Chapter 6 - Sections 6201 through 6210 - Pond, Slough,

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and Lake Management, subject to comments and approval by the Attorney General. Commissioner Noteboom seconded the motion. All members voted aye and the motion carried.
(SEE APPENDIX "E")

It was the consensus of the Commission members that a final determination regarding Hurricane Lake be deferred at this time pending the adoption of the Rules and Regulations for the State Water Commission and the State Engineer, and that the application to drain a portion of this lake follow the procedure established in such Rules and Regulations.

Mr. Sagsveen also stated that Chapter 11 - Rules of Practice and Procedure Before the State Engineer for Formal Hearings, has been drafted. These rules are identical to the rules of the State Health Department and the Public Service Commission, with the addition and deletion of language so that such rules will relate to the requirements of the State Water Commission.

It was suggested by Commissioner Kramer that copies of Chapter 11 be forwarded to the Commission members for their review and comments. This suggestion received the consensus of the other members.

REQUEST FOR A WATER
PERMIT - CITY OF CRARY
(SWC Water Permit No. 2174)

Mr. Sagsveen presented a water permit request for the City of Crary to the Commission members. Their request is for 48.4 acre-feet of water for municipal purposes from ground-water sources. The public hearing has been held on the application and a letter of concern was received from Attorney Thomas E. Rutten on behalf of Mr. and Mrs. George A. Brown. It is their understanding that the well dug by the City of Crary is on the same aquifer depth as the most productive well on their farm, and if this is so, could result in depletion of their water supply. Consideration in granting a permit to the City of Crary is being requested to be deferred until the appropriate documents have been filed with the Water Commission office to show that the proper easements have been acquired since the well will be located on private property.

This matter has been given consideration by the Ground-Water staff of the State Water Commission and it finds no evidence that the request by the City of Crary will have an effect on Mr. George Brown's water supply, therefore, it has been recommended by Secretary Fahy that a permit be granted to the City of Crary for 48.4 acre-feet of water annually.

It was moved by Commissioner Jungroth that the Water Commission grant a water permit to the City of Crary to appropriate 48.4 acre-feet of water annually from ground-water

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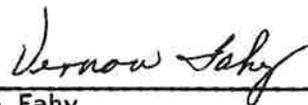
sources for municipal water supply purposes, upon the condition that documents are later filed with the State Engineer indicating necessary easements have been secured by the city. The motion was seconded by Commissioner Kramer. All members voted aye on the motion and it carried.

There being no further business to come before the Commission, it was moved by Commissioner Gray, seconded by Commissioner Kramer, and carried, that the meeting adjourn at 5:00 p.m.



Arthur A. Link
Governor-Chairman

ATTEST:



Vernon Fahy
Secretary

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RESOLUTION 75-6-380

APPENDIX "A"

Conveyance of Oliver and McLean Counties
Bank Stabilization Easements

WHEREAS, the United States Army Corps of Engineers has submitted to the North Dakota State Water Commission plans and specifications for bank stabilization on the banks of the Missouri River in the vicinity of Sections 5, 6, 7, Township 143 North, Range 81 West and Section 31, Township 144 North, Range 81 West, Oliver and McLean Counties, North Dakota, and made formal request for rights-of-way as contained in drawings numbered MG018 - 370E1, MG018 - 370E2, MG018 - 370E3, MG018 - 370E4, May, 1975; and

WHEREAS, the North Dakota State Water Commission has approved and adopted said plans and specifications and has acquired from the Oliver County Water Management District, and McLean County Water Management District, the easements as contained in drawings numbered MG018 - 370E1, MG018 - 370E2, MG018 - 370E3, MG018 - 370E4, May, 1975.

NOW, THEREFORE, BE IT RESOLVED by the North Dakota State Water Commission that it does hereby grant, give and convey to the United States Government, its contractors and agents, the right and permission to enter in and upon said lands for the purpose of construction of the river-bank protection project, as indicated on the rights-of-way maps designated as drawings numbered MG018 - 370E1, MG018 - 370E2, MG018 - 370E3, MG018 - 370E4, May, 1975, prepared by the U. S. Army Corps of Engineers and approved by said North Dakota State Water Commission.

Dated this 30th day of June, 1975.

SEAL

NORTH DAKOTA STATE WATER COMMISSION
By:

ATTEST:

Newton R. Schulz

Deborah Schulz

WATER PERMIT AGENDA FOR JUNE 30 AND JULY 1, 1975

NO.	NAME AND ADDRESS	SOURCE	PURPOSE	AMOUNT REQUESTED	COMMENTS & RECOMMENDATIONS
2236	Bowman Golf Association - Bowman (Bowman County)	Unnamed Draw and Bowman City Lagoon, trib. to Grand River	Irrigation	130.0 acre-feet 65.0 acres	65.0 acre-feet 65.0 acres
2253	Kerzmann, Wilfred - Emmet (McLean County)	Ground Water	Irrigation	461.0 acre-feet 307.5 acres	405.0 acre-feet 270.0 acres
2251	Gunlikson, Julian - Zahl (Williams County)	Ground Water	Irrigation	306.0 acre-feet 153.0 acres	203.0 acre-feet 153.0 acres
2219	Wagner, Ronald - Englevale (Ransom County)	Ground Water	Irrigation	3200.0 acre-feet 1600.0 acres	Recommend for approval: 996.0 acre-feet 665.0 acres (An additional 650.0 acre- feet shall be reserved pending collection of water level & prod. data.)
2222	Kyllo, Robert - McCanna (Grand Forks County)	Ground Water	Irrigation	341.7 acre-feet 227.8 acres	310.2 acre-feet 206.8 acres
2244	Ridl, Anton J. - Dunn Center (Dunn County)	Spring Creek, trib. to Knife River	Irrigation- Waterspreading	76.0 acre-feet 38.0 acres	38.0 acre-feet 38.0 acres

NO.	NAME AND ADDRESS	SOURCE	PURPOSE	AMOUNT REQUESTED	COMMENTS & RECOMMENDATIONS
2245	Perhus, Kermit - Manning (Dunn County)	Coyote Creek and the Knife River, trib. to Missouri River	Irrigation- Waterspreading	260.0 acre-feet 130.0 acres	130.0 acre-feet 130.0 acres
2233	Hokana, Stanley - Oakes (Dickey County)	Ground Water	Irrigation	320.0 acre-feet 160.0 acres	202.0 acre-feet 135.0 acres
2226	Huether, William Jr.- Lisbon (Ransom County)	Ground Water	Irrigation	320.0 acre-feet 160.0 acres	202.0 acre-feet 135.0 acres
2231	Schwab Farms - Englevale (Ransom County)	Ground Water	Irrigation	1920.0 acre-feet 960.0 acres	Recommend for approval: 615.0 acre-feet 410.0 acres (An additional 210.0 acre-feet to irrigate 140.0 acres shall be held in abeyance pending water level & yield data)
2162	Knutson, Robert - Oakes (Dickey County)	Ground Water	Irrigation	260.0 acre-feet 160.0 acres	202.0 acre-feet 135.0 acres
2216	Bacon, Doris - Marmarth (Slope County)	Little Missouri River, trib. to Missouri River	Irrigation	64.0 acre-feet 32.4 acres	32.4 acre-feet 32.4 acres

NO.	NAME AND ADDRESS	SOURCE	PURPOSE	AMOUNT REQUESTED	COMMENTS & RECOMMENDATIONS
2240	Rehovsky, Wayne L. - Oakes (Dickey County)	James River	Irrigation	240.0 acre-feet 160.0 acres	135.0 acre-feet 135.0 acres
2250	Huso, Oscar Jr. - Aneta (Griggs County)	Pickere! Lake on Pickere! Lake Creek, trib. to Sheyenne River	Irrigation	23.0 acre-feet 23.0 acres	23.0 acre-feet 23.0 acres
2197	Eberle, Joseph M. - Hague (Emmons County)	Unnamed Stream, trib. to Missouri River	Recreation (Stockwater)	38.0 acre-feet storage plus 15.0 acre-feet annual use	38.0 acre-feet storage plus 15.0 acre-feet annual use
2260	Greene, Clarence J. - Tolna (Benson County)	Ground Water	Irrigation	480.0 acre-feet 312.0 acres	405.0 acre-feet 270.0 acres
2261	Heimbuch, Thomas A. - Oakes (Sargent County)	Ground Water	Irrigation	640.0 acre-feet 320.0 acres	The county newspaper only published the notice of hearing for one week, there- fore it was necessary to reschedule hearing and defer action at this time.
2259	Nelson, Selmer T. - Springbrook (Williams County)	Unnamed Intermittent Draw, trib. to Little Muddy River	Recreation (Fish and Wildlife)	68.0 acre-feet storage plus 34.2 acre-feet annual use	68.0 acre-feet storage plus 34.2 acre-feet annual use (Applicant shall be required to install a six-inch drawdown pipe)

NO.	NAME AND ADDRESS	SOURCE	PURPOSE	AMOUNT REQUESTED	COMMENTS & RECOMMENDATIONS
2246	Boeing Aerospace Co. - Seattle, Wash. (Cavalier County)	Ground Water	Industrial	2.0 acre-feet	2.0 acre-feet
2271	Dohrmann, Fred - Taylor (Stark County)	Unnamed Intermittent Draw, trib. to Knife River	Irrigation	320.0 acre-feet 161.0 acres	Defer action at this time pending further information and study.
2234	Hanson, Claence J. - Ruso (McLean County)	Ground Water	Irrigation	740.0 acre-feet 466.0 acres	Defer action at this time pending further information and study.
2238	Wescom, Donald C. - Jamestown (Stutsman County)	Ground Water	Irrigation	640.0 acre-feet 311.0 acres	435.0 acre-feet 290.0 acres
2237	Hendrickson, Dennis - Montpelier (Stutsman County)	James River	Irrigation	352.0 acre-feet 165.8 acres	165.8 acre-feet 165.8 acres
2186	Braun, Benjamin B. - Turtle Lake (McLean County)	Ground Water	Irrigation	796.0 acre-feet 391.0 acres	525.0 acre-feet 350.0 acres

NO.	NAME AND ADDRESS	SOURCE	PURPOSE	AMOUNT REQUESTED	COMMENTS & RECOMMENDATIONS
2174	Crary, City of - Crary (Ramsey County)	Ground Water	Municipal	48.4 acre-feet	48.4 acre-feet
2265	Makeeff, Russell - Mercer (McLean County)	Ground Water	Irrigation	2375.1 acre-feet 1583.4 acres	Defer action at this time pending further study and information.
1968	North Valley Water Association, Inc. - Cavalier (Pembina County)	Ground Water	Industrial (Rural Domestic)	200.0 acre-feet	Defer action at this time pending further study and information.
2274	Paulson, Erling - Taylor (Dunn County)	Unnamed Intermittent Draws, trib. to Knife River	Irrigation- Waterspreading	374.0 acre-feet 187.0 acres	187.0 acre-feet 187.0 acres
2161	Knutson, Richard D. - Oakes (Dickey County)	Ground Water	Irrigation	640.0 acre-feet 320.0 acres	404.0 acre-feet 270.0 acres
2202	Hartman, George - Killdeer (Dunn County)	Ground Water	Irrigation	480.0 acre-feet 240.0 acres	360.0 acre-feet 240.0 acres

NO.	NAME AND ADDRESS	SOURCE	PURPOSE	AMOUNT REQUESTED	COMMENTS & RECOMMENDATIONS
2181	Hokana, John M. - Oakes (Dickey County)	Ground Water	Irrigation	640.0 acre-feet 320.0 acres	405.0 acre-feet 270.0 acres
2150	Schramm, Larry - Livona Station, Bismarck (Burleigh Co.)	Ground Water	Irrigation	673.5 acre-feet 449.0 acres	488.0 acre-feet 325.0 acres
2227	Schneider, Leroy - Verona (Ransom County)	Ground Water	Irrigation	2560.0 acre-feet 1280.0 acres	Recommend for approval: 608.0 acre-feet 405.0 acres (Reserve an additional 608.0 acre-feet pending collection of water level and yield data.)
2046	Edwards, Alan N. - Denbigh (McHenry County)	Ground Water	Irrigation	882.0 acre-feet 882.0 acres	Recommend for approval: 770.0 acre-feet 511.0 acres (Recommend 200.0 acre- feet to irrigate 133.0 acres be held in abey- ance pending yield & water level data.)
2146	Diocese of Bismarck Trust and Mary College, Inc. Trust - Bismarck (Burleigh County)	Ground Water	Irrigation	300.0 acre-feet 156.0 acres	200.0 acre-feet 133.0 acres

NO.	NAME AND ADDRESS	SOURCE	PURPOSE	AMOUNT REQUESTED	COMMENTS & RECOMMENDATIONS
2130	Peters, Neil - Sutton (Griggs County)	Ground Water	Irrigation	1814.7 acre-feet 1209.8 acres	Recommend for approval: 930.0 acre-feet 815.0 acres (Reserve an additional 200.0 acre-feet at a rate of 800 gpm from 4th well pending production data from the area.)
2105	Ladish Malting Company - Milwaukee, Wis. (Stutsman Co.)	Ground Water	Industrial (Malting Facility)	874.0 acre-feet 542 gallons per minute	874.0 acre-feet 542 gallons per minute (The applicant applied for 1680.0 acre-feet of water at a rate of 1042 gallons per minute. On 7-24-74, the Commission approved 806.0 acre-feet at a rate of 500 gallons per minute, and the balance of the request to be held in abeyance subject to the interpretation of aquifer and water use data to be submitted by applicant. The above requested amount is the balance of the request which has been held in reserve.)
2204	Brandt, Dale - Granville (McHenry County)	Ground Water	Irrigation	462.0 acre-feet 307.7 acres	405.0 acre-feet 270.0 acres

RESOLUTION 75-7-381

In Appreciation
Hal S. Davies

WHEREAS, Hal S. Davies has dedicated a major portion of his lifetime toward efforts to improve the quality of life in North Dakota; and

WHEREAS, he has been an enthusiastic and aggressive leader in development of the state's water resources, particularly as a pioneer and consistent supporter of the Garrison Diversion Unit and Souris River flood control; and

WHEREAS, he has gained wide recognition among local state and national officials and agencies for his active support of water resource projects and was among the first to be designated as a Commodore in North Dakota's Mythical Navy by the Governor in recognition of his leadership in the water resources field.

NOW, THEREFORE, BE IT RESOLVED that the North Dakota State Water Commission in regular meeting this 1st day of July, 1975, does hereby commend Mr. Davies for his long and progressive support of the state's water resources program and, further, does congratulate and commend him for his designation as a recipient of the Bureau of Reclamation's Citizen Award.

FOR THE NORTH DAKOTA STATE WATER COMMISSION:

/s/ Arthur A. Link
Arthur A. Link
Governor-Chairman

SEAL

ATTEST:

Vernon Fahy
Vernon Fahy
Secretary

RESOLUTION 75-7-382

In Appreciation
James Ruyak

WHEREAS, one Jim Ruyak, chief of construction of the St. Paul District of the U. S. Army Corps of Engineers, was assigned to fight a major flood threat on the Souris River in the spring of 1975; and

WHEREAS, in record time he was able to organize local, state and federal efforts to combat the flood; and

WHEREAS, frequent rains, some of near torrential proportions, greatly increased the anticipated runoff both in volume and duration and, as a result, flood stage was exceeded at Minot for 38 days and even longer at points further downstream; and

WHEREAS, because of his devotion to duty far beyond the specifications in his job classification, the flood was contained at Minot, Sawyer and Velva, avoiding millions of dollars in property losses and the probable saving of lives.

NOW, THEREFORE, BE IT RESOLVED that the North Dakota State Water Commission, in session at Bismarck, North Dakota, this 1st day of July, 1975, highly commends the outstanding effort of Jim Ruyak and officially recognize his leadership and good judgment in dealing with the Souris River flood of 1975 to the benefit of many thousands of North Dakotans.

FOR THE NORTH DAKOTA STATE WATER COMMISSION:

SEAL

/s/ Arthur A. Link
Arthur A. Link
Governor-Chairman

ATTEST:


Vernon Fahy
Secretary

CHAPTER 6 - Pond, Slough, and Lake Management

Section 2--Drainage of Pond, Slough or Lake

6201. Permit required. A permit is required before any person:

- a. shall drain or cause to be drained, or who shall attempt to drain any meandered lake; or
- b. shall construct a ditch or facility for the purpose of draining waters from a pond, slough, or lake, which impounds waters gathered therein and drained from an area comprising forty acres or more into a present or former natural watercourse or into a draw, natural drainway, drain, or ditch.

6202. Action by State Engineer on applications to drain a pond, slough, or lake which has not been meandered.

- a. Except for applications processed under part "b" of this regulation:
 - (1) the State Engineer shall attach to the application any comments, recommendations, and engineering data which may assist the appropriate water management district in making a determination on the application.
 - (2) He shall then refer the application to the board of commissioners of the water management district or districts within which is found a majority of the watershed or drainage area of the natural watercourse, draw, natural drainway, drain, or ditch for consideration and approval.
 - (a) When the watershed or drainage area encompasses more than one water management district, but a majority lies within one district, the application shall be forwarded to that district for approval.

(b) When the watershed or drainage area encompasses more than one water management district, and a majority does not lie within one district, the State Engineer shall make a determination as to which water management districts the applications shall be sent for their concurrent approval. An information copy of the application will be sent to every other district having partial jurisdiction over the lake, but which does not have final approval authority according to the referral determination of the State Engineer.

- b. The State Engineer may determine that certain applications involve ponds, sloughs or lakes of state-wide significance. Such applications shall be treated in the same manner as applications to drain a meandered pond or lake (R6203 through R6209 shall apply).

6203. Action by State Engineer on application to drain a meandered lake: notice.

- a. Upon the filing of an application to drain a meandered lake, the State Engineer shall instruct the applicant, at applicant's expense, to:
- (1) Give notice of certified mail to: all record title owners of real estate whose property would be directly affected by draining the lake; any water management district having jurisdiction over the lake, or a portion thereof; any water management district having jurisdiction over any portion of a watershed which drains into the lake; any water management district which would be

substantially affected by the drainage of the lake;
 any cabinowners' association for the lake; the North
 Dakota Game and Fish Department; and the North Dakota
 Department of Health; and

(2) Publish notice in a newspaper of general circulation in
 the area of the lake, once a week for two consecutive
 weeks.

- b. Notice shall be given by the State Engineer if such proceedings
 are initiated by him.
- c. Notice of hearing shall be published or mailed not more than
 30 days, nor less than 10 days, from the date set for the hearing.
- d. The notice shall give all essential facts as to the name and
 description of the lake, the name and address of applicant,
 the time when a hearing will be conducted on the application, and
 other information considered pertinent. The notice shall
 substantially comply with the following example:

TAKE NOTICE that (name and post office address has
 applied for consent to drain (name of lake, if any, and
 legal description) for (the purpose indicated in the
 application on file with the State Engineer, State
 Water Commission) (agricultural purposes).

TAKE NOTICE further that a hearing will be conducted on
 the application at (time) (place) at which time and place
 all persons interested may present their views in person
 or in writing.

6204. Action by State Engineer on application to drain a meandered lake;
 Hearing. The State Engineer shall cause a hearing to be held in
 the area where the lake is located. The purpose of such hearing
 shall be to collect evidence from those concerned as to whether
 the lake should be drained, and if so, the extent to which the
 lake should be drained. The hearing shall be conducted under the
 regulations established for "informational hearings" (chapter 3,

section 1). At the hearing, all persons attending shall be notified that the determination of the State Engineer pursuant to R6205 shall be available to anyone upon their request to the State Engineer.

6205. Action by State Engineer on application to drain a meandered lake; development of a Lake Management Plan. Within a reasonable period after the informational hearing, the State Engineer shall:

- a. declare an intent to deny the application; or
- b. prepare a management plan for partial or complete drainage of the lake.

In making a determination on the application, the State Engineer shall consider:

- a. whether the quantity of water which will be drained from the lake will exceed the capacity of the natural watercourse, draw, natural drainway, drain, or ditch into which the water will be drained;
- b. whether the drainage of the lake will cause flooding on or otherwise adversely affect the drainage of lands of lower proprietors;
- c. the report of the Game and Fish Department;
- d. the report of the Department of Health;
- e. aesthetic values;
- f. the effect of drainage on improvements in and around the lake;
- g. the effect of the drainage on commercial and farming operations adjacent to the lake;
- h. the effect of the drainage on roads and other transportation facilities; and

- i. the cost of constructing any drainage structures.
6206. Action by State Engineer on application to drain a meandered lake; Service. The notice of intent to deny the application or service of the plan for management of the lake shall be served the same day upon the applicant, to all requiring notice pursuant to R6203(a)(1), and to any other person who requested notice of the State Engineer's decision. Requests for the notice of intent to deny or the plan for management received after the original service shall be immediately complied with, but they shall not cause a change in the period allowed for intervention pursuant to R6207.
6207. Intervention. Service of the notice of intent to deny the application or service of the plan for management of the lake shall include a notice that, within 20 days from the date of mailing, persons may petition the State Engineer to intervene in the proceedings pursuant to R2205.
6208. Action by State Engineer on application to drain a meandered lake; Final Determination by the State Engineer.
- a. The State Engineer shall offer a hearing, pursuant to Chapter 2 of these regulations, to applicant and any intervenor filing a petition within the 20-day period. Provided, however, no hearing will be offered in the event no petition for intervention is filed and the State Engineer's plan for drainage of the lake is substantially the same as the relief requested in the application.

b. Following the hearing, or the 20-day period if no hearing will be conducted, the State Engineer shall, with the approval of the Commission, make a final determination as to whether the lake shall be completely or partially drained. Any approval is contingent upon the following:

(1) If any investigation or hearing of the State Engineer indicates that the proposed drainage will cause water to overflow and flood the lands of lower landowners, or will adversely affect the drainage of lands of lower landowners, the board of commissioners of the water management district shall obtain flowage easements from owners of lands which might be burdened with the flood waters.

(2) Other conditions which the State Engineer may place upon the approval.

c. A denied application shall be returned to the applicant, and reasons for the denial shall be provided.

d. An approved application shall be forwarded to the appropriate water management district or districts for consideration and approval.

6209. Effect of action by water management districts. An application and conditions attached thereon approved by the State Engineer must also be approved, without exception, by all required water management districts before the application may be deemed approved.

a. If the required water management district or districts approve the application, but in a manner different than the approval granted by the State Engineer, the application

must be returned to the State Engineer for concurrence.

- b. If any one of the required water management districts disapproves the application, as approved by the State Engineer, the application shall be deemed disapproved.

6210. Emergency Drainage. The provisions of this section may be waived by the State Engineer in order to permit processing of applications for emergency drainage.

NORTH DAKOTA STATE WATER COMMISSION
 FINANCIAL STATEMENT AUGUST 31, 1975
 1975-77 APPROPRIATIONS

C5-1.2

	Available Funds APPROPRIATIONS	Disbursements		Account Balance UNEXPENDED
		AUG. 1975	TO DATE	
GENERAL OPERATIONS ACCOUNT				
1005-Salaries and Wages (1)	\$1,784,488.00	\$ 63,284.13	\$ 63,284.13	\$1,721,203.87
2005-Fees and Services	214,835.00	10,194.65	11,297.20	203,537.80
3005-Supplies and Materials	202,600.00	13,211.69	14,275.42	188,324.58
4005-Equipment	117,950.00	-	32,945.00	85,005.00
5025-Contracts (2)	1,852,000.00	23,968.88	35,465.28	1,816,534.72
7705-Upper Miss. River Basin Comm.	37,960.00	224.00	15,224.00	22,736.00
7715-Missouri River Basin Comm.	47,000.00	436.41	16,150.41	30,849.59
7725-Devils Lake Flood Control	600,000.00	-	-	600,000.00
7735-Apple Creek Unit Study	186,140.00	-	-	186,140.00
7745-Intergovernmental Training Program	30,104.51	1,105.95	1,105.95	28,998.56
7605-Devils Lake Advisory Comm.	<u>177,655.46</u>	<u>4,539.89</u>	<u>4,539.89</u>	<u>173,115.57</u>
TOTAL OPERATIONS	\$5,250,732.97	\$116,965.40	\$194,287.28	\$5,056,445.69

(1) Includes 70,000 Federal Grant

(2) Includes \$640,000 Estimated Project Collections - \$1,122,711 Encumbered as shown on Project Authorized list dated 9/30/75.

NORTH DAKOTA STATE WATER COMMISSION
 FINANCIAL STATEMENT SEPTEMBER 30, 1975
 1975-77 APPROPRIATIONS

C5-1.2

	Available Funds APPROPRIATIONS	Disbursements SEPT. 1975	TO DATE	Account Balance UNEXPENDED
GENERAL OPERATIONS ACCOUNT				
1005-Salaries and Wages (1)	\$1,784,488.00	\$ 58,708.76	\$121,992.89	\$1,662,495.11
2005-Fees and Services	214,835.00	8,907.76	20,204.96	194,630.04
3005-Supplies and Materials	202,600.00	5,708.29	19,983.71	182,616.29
4005-Equipment	117,950.00	1,741.27	34,686.27	83,263.73
5025-Contracts (2)	1,852,000.00	32,909.69	68,374.97	1,783,625.03
7705-Upper Miss. River Basin Comm.	37,960.00	311.04	15,535.04	22,424.96
7715-Missouri River Basin Comm.	47,000.00	690.58	16,840.99	30,159.01
7725-Devils Lake Flood Control	600,000.00	-	-	600,000.00
7735-Apple Creek Unit Study	186,140.00	-	-	186,140.00
7745-Intergovernmental Training Program	30,104.51	1,105.95	2,211.90	27,892.61
7605-Devils Lake Advisory Comm.	<u>177,655.46</u>	<u>911.52</u>	<u>5,451.41</u>	<u>172,204.05</u>
TOTAL OPERATIONS	\$5,250,732.97	\$110,994.86	\$305,282.14	\$4,945,450.83

(1) Includes 70,000 Federal Grant

(2) Includes \$640,000 Estimated Project Collections - \$1,122,711 Encumbered as shown on Project Authorized list dated 9/30/75.

October 14, 1975
SWC File C5-1.4ACCOUNT BUDGET COMPARISON
1975-1977 BIENNIUM

ACCOUNT DESCRIPTION	EXPENDED	EXPENDED	ACCOUNT BUDGET	PERCENT OF
	SEPT. 1975	JULY 1, 1975- SEPT.30, 1975		BIENNIUM TIME
				STD. 12.5%
				SALARIES 8.3%
<u>Salaries and Fringe Benefits</u>				
Direct Salaries	\$ 53,585.80	\$ 109,190.12	\$1,653,488.00	6.6
OASIS	54.45	133.23	4,500.00	3.0
Social Security	2,652.79	5,699.97	62,000.00	9.2
Medical Insurance	656.94	1,328.80	20,000.00	6.6
Workmen's Compensation	-	1,963.03	4,500.00	-
State Retirement	1,758.78	3,677.74	40,000.00	9.2
TOTAL	\$ 58,708.76	\$ 121,992.89	\$1,784,488.00(1)	6.8
<u>Fees and Services</u>				
Meals and Lodging	\$ 3,757.68	\$ 8,860.72	\$ 93,000.00	9.5
Personal Vehicle Mileage	4.20	169.95	9,000.00	2.0
Commercial Transportation	597.98	1,923.00	19,000.00	10.0
Miscellaneous Travel	56.81	126.00	4,000.00	3.0
Utilities	54.61	110.70	2,500.00	4.4
Rents	1,803.76	2,077.01	12,335.00	16.8
Communications	231.21	1,809.16	12,000.00	15.1
Repair Services	676.77	1,989.67	18,500.00	10.7
Professional Fees	1,517.93	2,492.68	25,500.00	9.8
Insurance	-	-	3,000.00	-
Data Processing	214.22	321.73	10,000.00	3.2
Miscellaneous Fees	22.10	324.34	6,000.00	5.8
TOTAL	\$ 8,937.27	\$ 20,204.96	\$ 214,835.00	9.4
<u>Supplies and Materials</u>				
Office Supplies & Central Dupl.	\$ 373.05	\$ 1,387.69	\$ 27,500.00	5.0
Comm. Printing & Supplies	1,781.28	7,278.63	39,000.00	18.7
Building & Equipment Supplies	600.84	2,872.09	52,600.00	5.4
Fuel and Oil	1,908.58	4,923.26	44,000.00	11.1
Repair Parts and Tires	1,240.79	3,455.91	38,500.00	8.9
Miscellaneous Supplies	-	66.13	1,000.00	6.6
TOTAL	\$ 5,904.54	\$ 19,983.71	\$ 202,600.00	10.0
<u>Equipment</u>				
Shop and Field Equipment	\$ 1,336.27	\$ 34,282.27	\$ 104,500.00	32.8
Office Furn. & Equip.	405.00	405.00	3,000.00	13.5
Vehicles	-	-	10,450.00	-
TOTAL	\$ 1,741.27	\$ 34,687.27	\$ 117,950.00	29.4
Contract Payments	\$ 32,909.69	\$ 63,374.97	\$1,852,000.00	3.4
Upper Miss. River Basin Comm.	\$ 311.04	\$ 15,535.04	\$ 37,960.00	40.9
Mo. River Basin Comm.	\$ 690.58	\$ 16,840.99	\$ 47,000.00	35.8
Devils Lake Flood Control	-	-	\$ 600,000.00	-

-2-

<u>ACCOUNT DESCRIPTION</u>	<u>EXPENDED</u>	<u>EXPENDED</u>	<u>ACCOUNT</u>	<u>PERCENT OF</u>
	<u>SEPT. 1975</u>	<u>JULY 1, 1975-</u> <u>SEPT. 30, 1975</u>		
Apple Creek Unit Study	-	-	\$ 186,140.00	-
Devils Lake Adv. Comm.	\$ 911.52	\$ 5,451.41	177,655.00	3.1
Intergovernmental Training Program	1,105.95	2,211.90	30,104.00(3)	7.3
TOTAL APPROPRIATION	\$ 111,220.62	\$ 305,282.14	\$ 5,250,732.00	5.8

- (1) Includes \$70,000 estimated federal grant funds
- (2) State General Fund \$1,212,000
Est. Collections 640,000
- (3) State Emergency Commission Approval

Dist.
Original C5-1.4
Comm. Members
VF
ME
KK