

**UPPER SOUTH PLATTE WATER CONSERVANCY  
DISTRICT  
JUNE 13, 2019  
THURSDAY  
MONTHLY MEETING  
548 FRONT STREET  
FAIRPLAY, CO 80440**

**At 1:15 p.m. the June 13, 2019, meeting of the USPWCD was called to order by Jon Rice, Vice President. Members present: Dave Wissel (telephone), Lynda James (telephone), Bob Slagle, Brian Woodyard, and District Secretary, Lillian Wissel.**

**APPROVAL/MODIFICATION OF PROPOSED AGENDA**

**Agenda – Bob moved to approve the June 13, 2019 agenda with amendments. Dave seconded the motion. Ayes carried.**

**PUBLIC INPUT/COMMENTS**

**Elaine Campbell (Guffey), Dean Sherman and Mark Lamb, both representing Foxtail Ditch Association, are guest at today's meeting.**

**Dave gave an overview of the meeting he attended with the Foxtail Estates Water Company on June 8th. Dave stated, they grow hay and they are having problems with their irrigation/water systems. He discussed possibly doing a long term agreement, such as the one we have with Colin Bills/Jones water.**

**Dave stated our USPWCD Attorney Madoline suggested doing a possible desk top review from aerials. We could get Matt Loose to look at some block water (43 CFS) for around \$1,500 to \$2,000. Madoline will reach out to Matt if that is what we (USPWCD) want.**

**Mark Lamb stated FEWC are finding it difficult to maintain their head gate and ditches. The government seems to have more and more rules and regulations and that requires more from them. Last fall he thought they were in compliance, but the Army Corp of Engineers is requiring significant studies. A \$5,000 project turned into a \$25,000 project. FEWC has to start looking for help to protect their water rights and help with projects.**

**Dean Sherman stated FEWC has to start looking at ways to leverage their water to help with projects and would help increase the value.**

**This right is above Sacramento #2 Reservoir, and is the main storage device for Mountain Mutual Water. FEWC has to repair the head gate. Dean stated that he is aware of the Lower Arkansas Ditch Company coming together in a consortium and possibly lease a block of water. There was discussion.**

**Bob asked if there is enough comprehensive information for Matt Loose to come up with suggestions. Dave stated Matt will give an analyses. There was discussion.**

**Jon made the motion to expend up to \$2,000 for a contract with Matt Loose to engage a study for Foxtail Estates Water Company. Dave seconded. Ayes carried.**

**Lynda asked if the USPWCD would be interested purchasing the water. There was discussion.**

**Dean stated they are not looking to sell their water but would consider a possible lease. There was discussion.**

**Lynda stated they could ask the Land and Water Trust Fund for a grant to complete the ACE studies. There was discussion.**

**Bob stated if you are looking at making water storage available there would be more interest from this board. However we aren't looking for a band aide we are looking for long term storage.**

## **ADMINISTRATIVE MATTERS**

### **a. Minutes of previous meeting**

**Bob moved to approve the May 8, 2019 minutes as submitted. Brian seconded. Ayes carried.**

### **a. Financial report- Bob gave an overview of the financial report for May 2019.**

<b>General Fund - \$ 35,727.52</b>
<b>Chase Trust Fund - \$ 135,931.48</b>
<b>Project Reserve Fund - \$ 73,945.33</b>
<b>Colo Trust Public Ed Fund <u>\$25,303.77</u></b>
<b>- \$234,675.46</b>

**There was discussion.**

**Brian moved to approve the Treasurers report as presented for May 2019. Lynda Seconded. Ayes carried.**

- b. Invoices for legal services, bills needing review for payment & directors expenses – Bob gave an over view of the bills for May 2019. There was discussion.**

**Brain moved to approve the payment of the May 2019 USPWCD bills and Director's expenses for June 2019. Lynda seconded. Ayes carried.**

- c. HASP - Jon gave an overview of the HASP books as follows:**

**Bank of West \$58,011.21  
Money Market \$10,051.18  
Colo Trust + \$762,334.47**

**Bob commented that we could us Colorado Trust instead of money market and get more interest.**

**There was discussion.**

**Jon had a HASP meeting with Mountain Mutual. Dan Drucker, Attorneys and Dave were there. Their new attorney (Mountain Mutual) was with the Colorado State Government. The meeting with Mountain Mutual was asking us to sign off and not oppose them with the state because they are trying to wrap their water up into one massive water right. There was discussion.**

**They were nice and wanted us to play along with them. Mountain Mutual Water talked to Bill Blatchley. Bill Blatchley may be interested in selling water right. Our attorneys will be looking at each case to see if we would oppose.**

**1041 pre-filing site meeting at Current Creek #2: Dan Drucker and a lady named Denise and a women named Aleena were there from ERO. They took soil samples to try and determine if they were wetlands, riparian and other things. Were there about 2 hours. Jon walked property and Jon told them that we would be using the property, Dan was kind of taken aback. Dan and Bob have the keys. There was discussion. AT end of meeting we took the girls to lunch and it worked out that we met with Tom Eisenman. We went through all the forms. HASP had allocated \$25,000 for 1041 permit to Park County and Tom assured Jon it would be around \$15,000. Jon had a discussion with Ray Douglas and thought it was asinine to have another taxing authority pay excessive fees. There was discussion.**

**Deer Creek Stream Gauge (Park County Commissioners, HASP and other entities about 10 altogether) have agreed to work on this and we will not be the only ones paying for it. Dave stated that it is around \$100,000 to 150,000. There around 10 entities involved who will be contributing to the project. Deer Valley Park Association will not be participating.**

**d. Legal report – update on current legal actions/issues of concern:**

**CWC Sponsorship. Dave reached out to Doug Kemper and got a response from the hotel. Are looking forward to sponsoring the backline and jam session at Summer Conference.**

**Bob stated Summer Conference is in Steam Boat Springs August 20 to 22<sup>nd</sup>.**

### **DISTRICT PROJECTS**

**Jones/ Colin Bills water – Had to have a conversation with Madoline about the water meters. There are 2 meters at the house that HASP monitors. Jones have been sent a letter telling them that one meter isn't working and needs to be replaced. HASP takes care of the well. The lower Pond that feeds the water system is only for 2 flushes a year and second pond is for irrigation. Matt Loose is of the opinion that the upper pond dam has failed. We need to find who owns it and purchase or lease from the owner. Dave stated we need to contact Colin Bills and have him come back up here to look at the Jones property with us. We can compensate him for this. Lynda asked if this would be for informational purposes. There was discussion.**

**Jon will reach out to Colin and find out what it would take to have him come up to meet with the USP members at the property site.**

### **DIRECTORS ISSUES**

**a. Lynda –nothing**

**b. Jon – Business Cards. Bob is going to take care of getting business cards. Bob need phone numbers, name and email address of board members.**

**c. Bob – Cows are grazing the Current Creek property. There was discussion.**

**d. Brian Woodard – none**

**e. Dave Wissel – nothing**

### **ADJOURNMENT**

**The next regular board meeting of the USPWCD is scheduled for July 11, 2019 at 1:00 p.m.**

**Next joint meeting is – August 14, 2019 at 2:00 p.m. (USPWCD will host).**

**With no further business to come before the board the meeting was adjourned at 4:30 p.m.**

**Moved, seconded and passed this \_\_\_day of \_\_\_\_\_ 2019.**

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**President, David Wissel**

**Attest:**

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**District Secretary, Lillian Wissel**