

MINUTES OF A MEETING
OF THE
STATE WATER CONSERVATION COMMISSION

Held in the Water Commission Office, State Capitol, January 4, 1944.

A regular meeting of the North Dakota Water Conservation Commission was held in the Water Commission Office, State Capitol, on January 4, 1944. The meeting was called to order by Governor Moses, Chairman, at 9:35 A.M. with Commissioners Simons, Thompson, Dahl and Orlady, and J. J. Walsh, Acting Secretary and Chief Engineer present.

Commissioner Simons moved that the minutes of the November 14 and 15 meeting be approved with the change or correction made relative to the name of "Water Conservation Commission" being substituted for the name of "Reclamation Association" in the resolution passed and presented to the North Dakota Reclamation Association meeting in Valley City. Commissioner Thompson seconded the motion. Motion carried.

Commissioner Orlady stated that he had found that we are very well within our budget and that we have liquid funds in every group. There are a few charge-offs that should be made. My recommendation is that Mr. Walsh be given authority to make certain increases in salaries up to 10%. Matter of salaries left pending.

Commissioner Orlady moved that the financial statements for November and December be accepted and approved. Commissioner Simons seconded the motion. Motion carried.

Resolution relative to Mr. Tucker's leave was signed by the members of the Commission.

Mr. Adolph F. Meyer's report on the Mouse River situation was read by Commissioner Simons. Governor Moses: I am very satisfied with this report. Commissioner Simons: I recommend that the report furnished to the Commission by Mr. Meyer and that any action taken by the Commission be circulated throughout Minot and vicinity of the Mouse River. Governor Moses: I think the Commission should accept the report and concur in the report. Commissioner Simons moved that the report of Adolph F. Meyer, Consulting Hydraulic Engineer, be accepted and that the recommendations of the releasing of substantially 100 second feet of water from Lake Darling be concurred by the Commission. Commissioner Orlady seconded the motion. Motion carried. The Secretary is instructed to advise Mr. Meyer of the action taken by the Commission and to take care of his expenses and fees.

Commissioner Simons moved that the Secretary be instructed to take up with the Bureau of Reclamation and ascertain the cost of making a complete survey of the Mouse River Valley to ascertain the best possible uses which can be made of the water resources in the valley with a view to relating them to the present existing legal considerations, the objective being to resolve the water difficulties in the Mouse River Valley with a view to both the physical facts and the legal situation. The special interests of the ranchers, of the ice people, and the people of Minot and vicinity should be taken into consideration. Commissioner Thompson seconded the motion. Motion carried.

Commissioner Orlady moved that Wels G. Johnson be employed to work with the Attorney General's Office relative to water rights, etc. in connection with the Mouse River situation. Commissioner Dahl seconded the motion. Roll call taken with Governor Moses, Commissioner Dahl, Thompson, Simons and Orlady voting aye.

It was decided to leave the Harke matter until the next meeting when Mr. Higgins will file a written report.

The McCulloch Easement has been signed by Mr. McCulloch and his wife. Acceptance of the easement was approved by the Commission.

The report by Mr. Joseph Paulson relative to the Lewis and Clark Project was read by Commissioner Thompson and discussed.

Governor Moses reported on the Wachter matter. Commissioner Dahl moved that the Wachter matter be postponed until the next meeting and that at that time unless it can be shown there is a legal reason for leaving in the Bank of North Dakota the money tendered for the land, that the money be taken out and that the matter be closed. Commissioner Thompson seconded the motion. Motion carried. Governor Moses appointed Commissioner Simons to check into this matter and advise the Commission as to the legal status of this case."

Commissioner Simons was appointed to check into the Bullam Land matter and report back to the Commission at its next meeting.

Mr. Fred J. Fredrickson came into the meeting at 11:15 A.M. His work for the Commission in Washington was discussed and his report presented to the Governor.

The meeting recessed at 12 noon. A luncheon meeting was held with members of the Reclamation Association.

Meeting reconvened at 3:20 P.M. in the Commission Office. Meeting was called to order by Vice-Chairman Simons. Commissioner Thompson, Dahl and Orlady and J. J. Walsh, Acting Secretary and Chief Engineer, were present. Governor Moses was absent.

Commissioner Thompson moved that Mr. Orlady and Mr. Walsh attend the Public Hearing called by the U.S. Army Engineers in Aberdeen, S. Dak. on January 11 in connection with the James River and its tributaries. Commissioner Dahl seconded the motion. Roll call taken with Commissioners Dahl, Thompson, Orlady and Simons voting aye.

The progress reports on SWCC activities were discussed. Copies of these reports are to be sent to the Press and to the Members of the Commission.

Mr. Paul R. Speer, District Engineer for the U.S. Geological Survey, St. Paul, came into the meeting at 3:30 P.M. Commissioner Thompson moved that the two gaging stations be installed on Long Creek and Maple River providing the funds are available for that purpose. Commissioner Dahl seconded the motion. Roll call taken with Commissioners Orlady, Dahl, Thompson and Simons voting aye.

The Grantier Brothers and Judge Christianson came into the meeting. Commissioner Dahl recommended that this matter of the Grantier Estate be left until the next meeting of the Commission and in the meantime Mr. Walsh is to make an investigation.

Commissioner Orlady moved that the Commission proceed on the basis of the report submitted by Judge Christianson relative to combining outstanding bonds into one issue. Commissioner Dahl seconded the motion. Motion carried.

Commissioner Dahl moved that the following salaries of employees of the Water Commission be increased: Richard Nelson to \$200.00; Winfred Burton to \$200.00; Roy Tyson to \$185.00; and Charlotte Logan to \$150.00. The salary increases are to be effective as of January 1, 1944. Commissioner Thompson seconded the motion. Roll call taken with Commissioners Orlady, Dahl, Thompson and Simons voting aye.

Commissioner Thompson moved that the membership dues to National Rivers and

Harbors Congress in the amount of \$100.00 for the year of 1944 be paid. Commissioner Orlady seconded the motion. Roll call taken with Commissioners Dahl, Orlady, Thompson and Simons voting aye.

Commissioner Thompson moved that the bill of Fred J. Fredrickson for \$600.00 be paid provided the number of days worked in November and December be expressly stated. Commissioner Dahl seconded the motion. Roll call taken with Commissioner Orlady, Dahl, Thompson and Simons voting aye.

Meeting adjourned at 5:40 P.M. to the call of the Chair.

Respectfully submitted,

J. K. Walsh
Secretary

ATTEST: J. J. Simons
Chairman

NORTH DAKOTA WATER CONSERVATION COMMISSION
MONTHLY REPORT OF ACCOUNTS AS OF Jan. 31,-44
1943-1945 Appropriation

No.	Appropriation	Balance Available 7-1-43	Jul-Dec. Expenses 1943	January Expenses 1944	Balance In Fund	Apportioned Monthly
1	Commissioners Per Dien	\$ 3,000.00	\$ 632.00	\$ 99.00	\$ 2,269.00	\$ 166.66
2	Administration	20,775.00				
	Refunds and collections added	2,408.32	5,684.09	295.36	17,203.87	1,154.16
3	Maintenance Existing Dams	7,500.00	3,430.36	nil	4,069.64	
4	Tri-State Waters and Portion Administration and Conference Exp.	5,625.00	1,430.00	396.00	3,799.00	312.50
5	International and Interstate Compacts Commissioner and Conf. Expenses	9,375.00	1,475.03	140.15	7,759.82	520.83
6	Topographic and Conservation Branches In Coop. with U.S. on 50-50 basis	15,000.00	4,342.26	nil	10,657.74	833.33
7	Hydrographic Surveys	6,000.00	1,763.18	204.70	4,032.12	333.33
8	State Engineer's Salary	3,300.00	1,099.98	183.33	2,016.69	183.33
9	Secure Amendment to Ft. Peck Dam Law to Release Waters for Mo. and Souris Diversion	2,500.00	nil	600.00	1,900.00	104.16
10	Promote Maintenance of Drainage and to Construct Channels	50,000.00	3,124.69	529.03	46,346.28	
11a	Post War Projects 50-50 with U.S. Dept.	164,534.59	2,043.08	1,385.32	161,106.19	
11b	Other Post War Project Planning	100,000.00	9,409.11	2,502.07	88,088.22	
12	Construction Bond Guarantee Fund	72,420.00	Nil	Nil.	72,420.00	
		462,437.91	34,433.78	6,335.56	421,668.57	

NORTH DAKOTA WATER CONSERVATION COMM.
BALANCE OF PRIOR FUNDS RECOVERED BY
OPINION OF ATTORNEY GENERAL, AS OF
January 31, 1944

No.	Year	Appropriation	Balances 7-1-43	July-Dec. Expenses	January Expense	Balances 1-31-44
1	1939	Commissioners Per Diem	1,757.00	Nil	Nil	1,757.00
4	1939	Lewis and Clark Experimental Farm	251.83	142.07	Nil	109.76
5	1939	Sponsor's Share Dam Repair Plus warrants canceled and deposited	2,142.76 100.05	154.75	Nil	2,088.08
6	1939	Engineering and Soil Survey	180.00	Nil	Nil	180.00
7	1939	Missouri River Diversion and Reports	300.00	Nil	Nil	300.00
8	1939	Goose River Diversion	125.00	Nil	Nil	125.00
9	1939	James River and Lake Traverse Diversion	751.20	Nil	Nil	751.20
10	1939	Missouri River Diversion	2,000.00	Nil	Nil	2,000.00
11	1939	Evaluation Economic Benefits	700.00	212.00	Nil	488.00
12	1939	Reports and Conferences, Congressional Agencies	272.07	Nil	Nil	272.07
13	1939	Tri-State Waters Commission Corporation	854.37	157.50	Nil	696.87
14	1939	Independent Investigations and Reports	526.12	Nil	213.22	312.90
1	1941	Commissioners Per Diem	500.00	105.00	Nil	395.00
4	1941	Maintenance Existing Dams	1,241.18	1,086.45	Nil	154.73
12	1941	Tri-State Waters - Adm. Conferences	153.80	103.39	Nil	50.41
15	1941	Topographic Surveys	357.63	357.50	Nil	.13
16	1941	Cooperation Obtaining Waters	91.63	91.63	Nil	Nil
18	1941	State Engineer's Salary	183.87	183.87	Nil	Nil
19	1941	Hydrographic Surveys	69.80	48.80	Nil	21.00
		Other Funds - Bank of North Dakota Deposits:				
		Contribution Fund-Hebron, Jung, Apple Creek Dams	5,150.00	4,773.03	Nil	376.97
		Fire Indemnity - Lewis & Clark Dist. No. 1	592.16	592.16	Nil	Nil
		Dullam Land a/c bal. \$102.12-Rental Pd. \$100.00	202.12	Nil	Nil	202.12
			18,502.09	8,007.63	213.22	10,281.24

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