

MINUTES OF A REGULAR MEETING

195

of the

STATE WATER CONSERVATION COMMISSION

Held at Bismarck, North Dakota, Wednesday, September 14, 1938,
And Recessed to Valley City, North Dakota, Where The Meeting
Continued September 20, 1938

The meeting was called to order at 10 A. M., Wednesday, September 14, 1938, by Vice Chairman Henry Holt.

The roll was called showing Commissioners Holt, Engen, Olson, Simons and Dahl, present. Governor William Langer and Comm. Whitney, absent.

Vice Chairman Holt asked to be excused on account of other pressing business, and it was moved by Comm. Engen, seconded by Comm. Olson, that Comm. Simons act as Chairman. The motion carried, all Commissioners voting aye.

It was moved by Comm. Engen, seconded by Comm. Olson, that all members of the Commission having received typewritten copies of the minutes of the last meeting (August 10 and 11, 1938), and no errors being noted, that they be approved as written. The motion carried all Commissioners voting aye.

The Secretary read the following communications:

1. Reply from William M. Johnson, Professor of Soils, North Dakota Agricultural College, saying it would be impossible for him to meet with the Commissioners on account of the school term just beginning and lack of allowance for mileage.
2. Notice of the Seventh Annual Meeting of the National Reclamation Association at Reno, Nevada, October 11, 12 and 13, 1938.
3. Letter from North Dakota Public Welfare Board asking the Commission to participate in a conference of Social Work to be held at Valley City on October 16, 17 and 18.

It was moved by Comm. Engen, seconded by Comm. Dahl, that the communications be placed on file for further reference. The motion carried, all Commissioners voting aye.

Comm. Simons called the attention of the Commission to the necessity and advisability of a dam to impound sufficient water to irrigate from four to five thousand acres and to feed smaller dams and suggested that the Commission should take title to all the water of the Cedar River which is not already appropriated.

It was moved by Comm. Engen, seconded by Comm. Dahl, that the Commission appropriate to itself the unallotted water of the Cedar River Basin and its tributaries, and that the Secretary be authorized to act on behalf of the Commission in signing this declaration. The motion carried, all Commissioners voting aye.

Chief Engineer Thomas reported to the Commission that the State Water Board of Montana had submitted a proposal for sale of water in connection with the Yellowstone Pumping Project and recommended its approval by the Commission.

Moved by Comm. Engen, seconded by Comm. Olson, that the proposal of the Montana Water Board be approved and that the Chairman and Secretary of the Commission be authorized to

execute a contract with the Montana Water Board for the sale of water to the North Dakota Water Conservation Commission, and that the Chief Engineer be authorized to file a supplemental application with the Public Works Administration for the Yellowstone Pumping Project. On roll call the motion carried all Commissioners voting aye.

The Secretary read a letter received from the Legal Department of the Public Works Administration requesting the Commission to file a supplemental application to the effect that the Commission will agree to operate the Seneschal Irrigation Project until the bonds are paid.

Moved by Comm. Olson, seconded by Comm. Engen, that the Secretary wire the contents of this letter to Judge A. M. Christianson, requesting him to contact the Legal Department of the Public Works Administration in Omaha in an effort to induce them to approve the North Dakota irrigation proposals as submitted. On roll call the motion carried, all Commissioners voting aye.

At 12 o'clock noon, the Commission recessed until 1:15 P. M.

At 1:15 P. M. the Commission reconvened with Commissioners Engen, Olson, Dahl and Simons present. Governor William Langer, Vice Chairman Holt, and Comm. Whitney, absent.

Mr. Iver Acker, Treasurer of the Rural Rehabilitation Corporation, was present by request to discuss various matters with the Commission. He read a tentative form of contract to be agreed upon by the Water Commission, and the Park Hill and Wagon Wheel Project, and suggested that the Commission get the right-of-way for ditches and enter into a contract with these groups.

It was moved by Comm. Simons, seconded by Comm. Dahl, that the following resolution be adopted:

A resolution authorizing D. J. Beakey, Secretary of the North Dakota State Water Conservation Commission, to file an application to the United States of America through the Federal Emergency Administration of Public Works for a loan and grant to aid in financing the construction of the Bismarck Irrigation Project and designating E. J. Thomas, Chief Engineer, to furnish such information as the Government may request.

Be it resolved by the North Dakota State Water Conservation Commission

SECTION 1. That D. J. Beakey, Secretary, be and he is authorized to execute and file an application on behalf of the North Dakota State Water Conservation Commission to the United States of America for a loan and grant to aid in financing the construction of the Bismarck Irrigation Project.

SECTION 2. That E. J. Thomas, Chief Engineer, hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

On roll call the motion carried, all Commissioners voting aye.

It was moved by Comm. Dahl, seconded by Comm. Olson, that the following resolution be adopted:

A resolution authorizing D. J. Beakey, Secretary of the North Dakota State Water Conservation Commission to file an application to the United States of America through the Federal Emergency Administration of Public Works for a loan and grant to aid in financing construction of

a unit or units of the Lewis and Clark Irrigation Project and designating E. J. Thomas, Chief Engineer, to furnish such information as the Government may request.

Be it resolved by the North Dakota State Water Conservation Commission

SECTION 1. That D. J. Beakey, Secretary, be and he is authorized to execute and file an application on behalf of the North Dakota State Water Conservation Commission to the United States of America for a loan and grant to aid in financing the construction of a unit or units of the Lewis and Clark Irrigation Project.

SECTION 2. That E. J. Thomas, Chief Engineer, hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

On roll call the motion carried, all Commissioners voting aye.

Moved by Comm. Olson, seconded by Comm. Engen, that the following resolution be adopted:

A resolution authorizing D. J. Beakey, Secretary of the North Dakota State Water Conservation Commission, to file an application to the United States of America through the Federal Emergency Administration of Public Works for a loan and grant to aid in financing the construction of the Hardie Flood Irrigation Project and designating E. J. Thomas, Chief Engineer, to furnish such information as the Government may request.

Be it resolved by the North Dakota State Water Conservation Commission

SECTION 1. That D. J. Beakey, Secretary, be and he is authorized to execute and file an application on behalf of the North Dakota State Water Conservation Commission to the United States of America for a loan and grant to aid in financing the construction of the Hardie Flood Irrigation Project.

SECTION 2. That E. J. Thomas, Chief Engineer, hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is herein authorized to be filed.

On roll call the motion carried, all Commissioners voting aye.

It was moved by Comm. Dahl, seconded by Comm. Olson, that the following resolution be adopted:

A resolution authorizing D. J. Beakey, Secretary of the North Dakota State Water Conservation Commission, to file an application to the United States of America through the Federal Emergency Administration of Public Works for a loan and grant to aid in financing the construction of the Grand River Bowman Irrigation Project and designating E. J. Thomas, Chief Engineer, to furnish such information as the Government may request.

Be it resolved by the North Dakota State Water Conservation Commission

SECTION 1. That D. J. Beakey, Secretary, be and he is authorized to execute and file an application on behalf of the North Dakota State Water Conservation Commission to the United States of America for a loan and grant to aid in financing the construction of the Grand River Bowman Irrigation Project.

SECTION 2. That E. J. Thomas, Chief Engineer, hereby authorized and directed to furnish such information as the United States of America through the Federal Emergency Administration of Public Works may reasonably request in connection with the application which is

herein authorized to be filed.

On roll call the motion carried, all Commissioners voting aye.

It was moved by Comm. Engen, seconded by Comm. Olson, that the contract covering electric power for the Lewis and Clark Irrigation Project as prepared by Chief Engineer Thomas and Comm. Dahl be approved by the Commission and recommended to the Lewis and Clark Irrigation District for their signatures. On roll call the motion carried, all Commissioners voting aye.

Moved by Comm. Olson, seconded by Comm. Engen, that the Secretary be instructed to suggest to the Works Progress Administration that they build dams under bridges in connection with county wide road projects. On roll call the motion carried, all Commissioners voting aye.

Moved by Comm. Dahl, seconded by Comm. Engen, that the Secretary be authorized to correspond with the Public Works Administration and the Reconstruction Finance Corporation in regard to buying the Lewis and Clark Irrigation District bond issue. The motion carried, all Commissioners voting aye.

The Secretary read a communication from Lium and Burdick, Consulting Engineers for the City of Bottineau, North Dakota, requesting that a water right filing be made by the State Water Conservation Commission for a city water supply for the City of Bottineau, such supply being underground and surface waters on property owned by the City of Bottineau.

Moved by Comm. Engen, seconded by Comm. Olson, that the Secretary of the Commission be authorized to make a filing by the State Water Conservation Commission for ground and surface waters on such land owned by the City of Bottineau for the purpose of a municipal water supply for the City of Bottineau. The motion carried, all Commissioners voting aye.

The Secretary read a letter from Lium and Burdick, Consulting Engineers, requesting approval for water works improvements at Grand Forks, North Dakota, for sinking gravel packed wells for municipal water supply at Fessenden and Drake, North Dakota, and for a sewage disposal system at Wahpeton, North Dakota.

Moved by Comm. Olson, seconded by Comm. Engen, that the foregoing requests be referred to Chief Engineer Thomas and Sanitary Engineer Hollis for recommendation, and that approval be given if they so recommend, and that the Secretary be authorized to sign and furnish certified copies of the reports of the engineers, and action by the Commission, to the applicants.

The Commission discussed a budget prepared by the Secretary and Chief Engineer covering the months beginning October 1, 1938 and including June, 1939, and the Auditing Committee was requested to prepare the budget for the next biennium beginning July 1, 1939 and ending June 30, 1941.

The Secretary stated that Vice Chairman Holt had consulted with Mayor Fredrickson of Valley City and had arranged for a meeting with citizens interested in the Red River Drainage Basin Program to be held at Valley City, Tuesday, September 20, 1938. It was moved by Comm. Olson, seconded by Comm. Engen, that the meeting recess to meet again at Valley City at 10 A. M., September 20, 1938. The motion carried, all Commissioners voting aye.

Inrsuant to the recess, the meeting was called to order in the dining room of the Rudolf Hotel at Valley City at 1:30 P. M., Tuesday, September 20, 1938, by Vice Chairman Henry Holt with Commissioners Holt, Simons, Engen, Dahl and Olson, present. The Chairman, Governor William Langer, and Comm. Frank P. Whitney, absent.

The meeting was opened for a general discussion of the present status of the Red River Drainage Basin Program including the Bald Hill Reservoir and the Missouri River Diversion Program. Mayor Fred Fredrickson of Valley City; Dean Holm of St. Paul, Secretary of the Tri-State Water Commission; M. D. Hollis, State Sanitary Engineer; M. O. Ryan, Secretary of the Greater North Dakota Association; Mayor Olson of Fargo; and W. P. Chestnut, Secretary of the Fargo Chamber of Commerce; and Vice Chairman Henry Holt and Comm. K. W. Simons took part in the discussion.

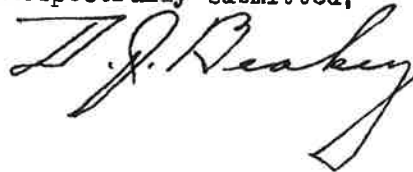
Moved by Comm. Simons, seconded by Comm. Dahl, that Comms. Holt, Engen and Olson be authorized to attend a meeting at Thief River Falls, Minn., Sept. 21. On roll call the motion carried, all Commissioners voting aye.

Moved by Comm. Simons, seconded by Comm. Dahl, that Comm. Frank P. Whitney be chosen to represent the Commission at a meeting of the National Reclamation Association at Reno, Nevada, October 11, 12, and 13, 1938, and that Comm. J. Arthur Engen be designated as his alternate. On roll call the motion carried, all Commissioners voting aye.

Moved by Comm. Olson, seconded by Comm. Engen, that the members of the Irrigation Committee, consisting of Comm. Simons, Whitney and Dahl, be designated to attend a meeting of the Western North Dakota Reclamation Association at Bismarck, Wednesday, September 21, 1938. The motion carried, all Commissioners voting aye.

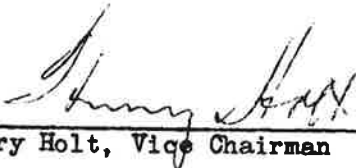
Moved by Comm. Engen, seconded by Comm. Olson, that the regular meeting of the State Water Conservation Commission be held Wednesday, October 12, be postponed until 10 A. M., Wednesday, October 26, 1938. The motion carried, all Commissioners voting aye.

Respectfully submitted,



D. J. Beakey, Secretary

APPROVED:



Henry Holt, Vice Chairman

(S E A L)