

MINUTES

MEETING OF ARKANSAS RIVER COMPACT ADMINISTRATION

Prowers County Courthouse
Lamar, Colorado
November 14, 1949

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Attendance:

Brig. Gen. Hans Kramer, San Francisco, California; Federal Representative and Chairman of the Administration.

For Colorado --

Harry B. Mendenhall, Rocky Ford, Colorado; Chairman of Colorado Representatives.

Harry C. Nevius, Lamar, Colorado; Administration Secretary-Treasurer.
Clifford H. Stone, Denver

For Kansas --

George S. Knapp, Topeka, Kansas; Chairman of Kansas Representatives.
W. E. Leavitt, Garden City, Kansas.
Roland H. Tate, Garden City, Kansas.

Others Attending --

Ray E. Peterson, Denver; recorder
John S. Sharer, Caddo, Colorado; Reservoir Manager, John Martin Dam.
F. M. Bell, Denver; District Engineer, USGS
Ray Strain, Lamar, Colorado.

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Meeting was called to order at 9:45 a. m. by Chairman Kramer.

At the request of Harry C. Nevius, Secretary, Ray E. Peterson of Denver was designated to assist the secretary for the meeting, and to take the minutes.

Chairman Kramer welcomed Roland H. Tate, Kansas representative, attending his first meeting of the Administration, following his illness.

Reading of the minutes of the September 12, 1949 meeting was dispensed with. Corrective inserts pertaining to instructions to the Secretary to prepare a work budget, and for the Secretary to write a letter of thanks to the Prowers County Commissioners were authorized. On motion, the corrected minutes of the September 12 meeting were approved.

Chairman Kramer submitted for the files a letter to Carl G. Paulsen, USGS, regarding the F. M. Bell report on water resources and the 1951 budget proposals, and the reply written by G. E. Ferguson, acting chief hydraulic engineer.

The Secretary reported that a complete . . . Record: of the compact commission, meetings Nos. 1-17 inclusive, had been received from George S. Knapp, for the Administration files.

The Secretary reported a bond for the Secretary-Treasurer in an amount of \$10,000 had been secured from the National Surety Corporation, of New York, at a premium of \$50. The bond was referred to the legal committee for review and report.

Rep. Stone called attention to the fact that the bond protected the Administration against improper handling of its funds by its Secretary-Treasurer, but made no protection against losses by bank failures. Discussion revealed deposits are protected up to \$5,000 by FDIC, and it was agreed that further protection should be assured for deposits which might exceed \$5,000.

Rep. Lendenhall of Colorado offered and moved the adoption of the following resolution:

WHEREAS, the activities of the Arkansas River Compact Administration are financed by funds made available by the States of Colorado and Kansas, under the provisions of the Arkansas River Compact, and such Administration is responsible and accountable to such States for the proper handling and expenditure of such money; and

WHEREAS, appropriate security should be provided in the deposit of such funds in any bank or banks, designated by the Administration as depository, in addition to the bond required of the Secretary-Treasurer of the Administration;

NOW, THEREFORE BE IT RESOLVED, That if the Arkansas River Compact Administration should request and receive a total amount of funds from the States of Colorado and Kansas exceeding \$5,000 in its hands at any one time, then arrangements shall be made by the Secretary-Treasurer of the Administration with the depository bank, in the usual and approved manner, for the protection of such deposit, or in lieu of such arrangements, Administration funds, where the total amount in its hands at any one time exceeds \$5,000, shall be deposited in two banks, approved as depositories by the Administration, it being the intent and purpose of this resolution to assure protection of Administration funds on deposit in banks which exceed the amount secured under the Federal Deposit Insurance Corporation.

The foregoing resolution was duly seconded and upon vote taken, unanimously adopted by the Administration.

The Secretary reported the official letter of appointment of General Kramer as Federal representative on the Administration had been received from the President, and that certificates of appointment for the three Colorado members of the Administration had been filed, but no such communications had been filed from Kansas. Rep. Knapp submitted a copy of his appointment letter, and Rep. Tate and Rep. Leavitt announced theirs would be mailed to the Secretary soon.

The Secretary stated that Administration fund payments of \$800 from Kansas and \$1,200 from Colorado had been received, and placed on deposit in the First National Bank of Lamar.

The Secretary announced a certificate of Administration action appointing an operations committee had been sent to Lt. Col. Joseph O. Killian, Corps of Army Engineers, Albuquerque. The Secretary reported the committee had been functioning in the releases of water from the John Martin Dam.

Samples of minute books, checks and vouchers, for Administration use, were shown by the Secretary. It was decided to use a loose-leaf lock binder for the official minutes, and a check-and-voucher form which will require the joint signatures of the Chairman or Vice Chairman and the Treasurer. It was decided to have letterheads contain the names of Administration members.

Discussion was held regarding distribution of official (approved) minutes of Administration meetings. It was agreed that distribution of official minutes will be made by the Secretary.

It was moved that copies of the official minutes be distributed regularly by the Secretary to a designated group of individuals, and that further distribution be made on requests to the Secretary's office. On being seconded, and vote taken, the motion carried.

The list of names approved for the mailing list to receive copies of official minutes was:

1. M. C. Hinderlider, State Engineer, Capitol Building, Denver, Colorado
2. George S. Knapp, State Engineer, 915 Harrison Street, Topeka, Kansas.
(Also a Kansas Representative on the Administration)
3. Col. Joseph O. Killian, District Engineer, Corps of Engineers, U.S. Army, Albuquerque, New Mexico.
4. John S. Sharer, Reservoir Manager, John Martin Dam, Caddoa, Colorado.
5. F. M. Bell, District Engineer, USGS, New Customhouse Building, Denver, Colorado.
6. J. B. Spiegel, District Engineer, USGS, 305 Federal Building, Topeka, Kansas.
7. Carl G. Paulsen, Chief, Water Resources Division, USGS, Department of Interior, Washington, D. C.

8. Avery Batson, Regional Director, Region 7, Bureau of Reclamation, New Customhouse Building, Denver, Colorado
9. Michael Straus, Commissioner of Reclamation, New Interior Building, Washington, D. C.
10. Ben F. Powell, Area Engineer, Bureau of Reclamation, Postoffice Building, Pueblo, Colorado.
11. C. W. Beach, Division Engineer, Colorado State Engineer's Department, Pueblo, Colorado.
12. Miss Vena Pointer, Secretary, Arkansas Valley Ditch Association, Thatcher Building, Pueblo, Colorado.
13. Helen M. Stowell, Associated Ditches, Garden City, Kansas.

The Secretary announced that an overall Administration budget could not be determined until agreements had been reached with various agencies for services to be rendered and until the Administration had decided on what employees might be needed and the salaries to be paid. A preliminary budget to cover initial expenses of organizing the Administration was submitted totaling approximately \$1,500, with the following principal estimates: Office supplies \$200; telegraph and telephone tolls for year \$500; office equipment \$125; printed annual reports \$300; CPA audit \$150; secretary-treasurer bond \$50; and publication of official notices \$150. The budget was tabled temporarily for further study and possible expansion.

It was moved and seconded that the Secretary be authorized to employ a secretary or a stenographer part-time, as needed. On vote, the motion was carried and declared adopted.

It was moved and seconded that the Secretary be authorized to incur on behalf of the Administration all expenses necessary to carry on the business of the Administration, until further instructions from the Administration. On vote, the motion was carried and declared adopted.

The Administrative and Legal Committee reported it had inspected the Secretary-Treasurer bond during a recess period, and had found the bond to be proper.

It was moved and seconded that bond be approved by the Administration and that such endorsement be placed on the bond, signed by the Chairman. On vote, the motion was carried and declared adopted.

Rep. Stone suggested that copies of the bond and the Mendenhall resolution covering protection of deposit funds be filed with the proper authorities in the states of Kansas and Colorado. The Secretary was instructed to forward the designated material to James A. Noonan, Colorado State controller, and to George Robb, Kansas State auditor.

The Administration entered into lengthy discussion of the contents of the second rough draft of the proposed by-laws of the Administration.

The meeting recessed for the noon hour at 12:45 o'clock. Immediately after the close of the morning session, pictures of the Administration group, in full personnel for the first time since official organization, were taken by F.M.Bell.

AFTERNOON SESSION

Chairman Kramer called the Administration to order at 2:15 o'clock.

Discussion was continued on the draft of the proposed by-laws, with the Representatives considering each paragraph and incorporating revised language and provisions.

It was moved and seconded that the by-laws, as amended and corrected at this meeting, be adopted as the by-laws of the Arkansas River Compact Administration, effective as of the date of adoption November 14, 1949, and that the by-laws as adopted and approved be made a part of the minutes of the November 14 meeting. On vote, the motion carried and was declared adopted.

The official by-laws of the Arkansas River Compact Administration, as adopted and approved on November 14, 1949, are as follows:

BY-LAWS
OF
ARKANSAS RIVER COMPACT ADMINISTRATION
* * * * *

PREAMBLE

Pursuant to Article VIII B(1) of the Arkansas River Compact, these by-laws were adopted by the Arkansas River Compact Administration on the 14th day of November, 1949, namely:

ARTICLE I

THE ADMINISTRATION

1. The Arkansas River Compact Administration is herein referred to as "the Administration".

2. Membership of the Administration shall consist of three representatives from each of the States of Colorado and Kansas, designated or appointed as provided by the Arkansas River Compact and the law of each of such States, and, if designated by the President, one representative of the United States of America.

3. The credentials of each such representative shall be filed with the Secretary of the Administration.

4. Each representative shall advise in writing the Secretary of the Administration as to his address, to which all official notices and other communications of the Administration shall be sent and shall further promptly advise in writing the Secretary as to any change in such address.

ARTICLE II

OFFICERS

1. The officers of the Administration shall be:

Chairman
Vice Chairman
Secretary
Treasurer

2. The representative of the United States of America shall be the Chairman of the Administration. The Chairman shall preside at meetings of the Administration. His duties shall be such as are usually imposed on such an officer and such as may be assigned to him by these by-laws or by the Administration from time to time.

3. The Vice-Chairman shall be a member of the Administration. He shall be elected at the annual meeting of the Administration, and shall hold office until the next annual meeting of the Administration and until his successor is elected. In the case of a vacancy in the office of Vice-Chairman, the Administration at its next meeting, whether regular or special, shall elect a Vice-Chairman to serve for the unexpired term; and the election of a Vice-Chairman may be made at any meeting of the Administration prior to the holding of its first annual meeting, and in such case he shall hold office until such annual meeting. The Vice-Chairman shall perform all duties of the Chairman when the latter is unable for any reason to act or when, for any reason, there is a vacancy in the office of the Chairman. In addition, the Vice-Chairman shall perform such other duties as may be assigned to him by these by-laws or by the Administration from time to time.

4. The Secretary may or may not be a member of the Administration. He shall be elected by the Administration at its annual meeting and shall serve until the next annual meeting and until his successor is elected, except that he may be elected at any meeting of the Administration prior to the holding of the first annual meeting, and in such case shall hold office until such annual meeting.

In the case of a vacancy in the office of Secretary, the Administration shall, at its next meeting, whether regular or special, elect a Secretary to serve for the unexpired term. The Secretary shall perform such duties as are usually imposed on such an officer and such as may be assigned to him by these by-laws or by the Administration from time to time. He shall furnish a bond for the faithful performance of his duties if the Administration so directs. The cost of such bond shall be paid by the Administration.

5. The Treasurer may or may not be a member of the Administration; and the office of Secretary and Treasurer may be held by the same person if directed by the Administration. He shall be elected at the annual meeting of the Administration and shall hold office until his successor is elected and shall have qualified, except a treasurer may be elected prior to the first annual meeting of the Administration and in such case shall hold office until such annual meeting. He shall receive, hold, disburse and keep records of all funds of the Administration; and he shall furnish a bond for the faithful performance of his duties in such amount as the Administration may direct. The cost of such bond shall be paid by the Administration. In the case of a vacancy in the office of Treasurer, the Administration shall, at its next meeting, whether regular or special, appoint a successor to serve for the unexpired term.

6. The Administration may employ such engineering, legal, clerical, and other personnel as, in its judgment, may be necessary. They shall receive such compensation and perform such duties as may be fixed by the Administration. Such employees shall not be considered as employees of either Colorado or Kansas.

ARTICLE III

PRINCIPAL OFFICE

1. The principal office and place of business of the Administration shall be located in the City of Lamar, Colorado.

2. The principal office shall be open for business on such hours and days as the Administration may from time to time direct.

3. All books and records of the Administration shall be kept in the principal office of the Administration.

ARTICLE IV

MEETINGS

1. The annual meeting of the Administration shall be held on the second Tuesday in December of each year.

2. The Administration shall hold regular meetings on the third Tuesdays in March and July of each year.

3. Special meetings of the Administration may be called by the Chairman or, in the case of a vacancy in the office of Chairman or inability of the Chairman to act, by the Vice-Chairman. Upon the written request of two or more representatives, it shall be the duty of the Chairman, or Vice-Chairman, as the case may be, to call such a meeting.

4. Notices of all annual and regular meetings of the Administration shall be sent by the Secretary, or in the case of a vacancy in the office of Secretary, or the inability of the Secretary to act, by the Chairman or Vice-Chairman, as the case may be, to the members of the Administration by ordinary mail at least ten days in advance of such annual or regular meetings. Notices of special meetings shall be given by the Secretary to the members of the Administration by the most expeditious method so as to allow as much time prior to such special meetings as conditions permit.

5. All annual and regular meetings of the Administration shall be held at the principal office of the Administration. Unless otherwise agreed to in advance by all members of the Administration, special meetings shall be held at the office of the Administration.

6. The Administration shall keep a record of the proceedings of all its meetings. The minutes of such proceedings shall be preserved in a suitable manner as directed by the Administration. Minutes of proceedings until approved by the Administration shall not be official and shall be furnished only to members of the Administration, its employees, and committees. Distribution of official minutes shall be made by the Secretary in accordance with directives of the Administration.

7. A quorum for any meeting of the Administration and the casting of votes by representatives of the States on the Administration shall be in accord with Paragraph D of Article VIII of the Arkansas River Compact; and any action by the Administration shall be determined by vote as required by such Paragraph D of Article VIII of the Compact.

8. At each meeting of the Administration, the order of business, unless otherwise agreed, shall be as follows:

- Call to order;
- Reading of minutes of last meeting;
- Approval of minutes of last meeting;
- Report of Chairman;
- Report of Secretary;
- Report of Treasurer;
- Report of Committees;
- Unfinished business;
- New business;
- Adjournment.

9. All meetings of the Administration, except executive sessions, shall be open to the public.

10. Any meeting of the Administration may be adjourned or continued from time to time and from the place set for the meeting to another place.

11. Public notice of all annual, regular, and special meetings shall be given in an appropriate manner, determined by the Administration, except in cases where the Administration determines to hold an executive session.

ARTICLE V

COMMITTEES

1. There shall be the following standing committees:

Administrative and Legal Committee
Engineering Committee
Operations Committee

2. Each of such committees shall be made up of two representatives of the Administration and the Chairman shall be ex-officio member of all committees. In all committee action a vote shall be taken by States with each State having one vote.

3. The standing committees shall have the following duties:

- (a) The Administrative and Legal Committee shall advise the Administration with respect to budgets and accounting, office personnel, equipment, records, and legal matters; and shall prepare the draft of the annual report of the Administration.
- (b) The Engineering Committee shall advise the Administration on all engineering matters; and shall compile all pertinent engineering data and records.
- (c) The Operations Committee shall advise the Administration concerning, and shall have direct supervision over, rules and regulations governing the storage and releases of water from John Martin Reservoir and over such other Arkansas River interstate administration and operation between the States of Colorado and Kansas as come within the purview of the Arkansas River Compact, subject at all times to the provisions of such compact and the directives of the Administration thereunder. This committee shall be responsible

for maintaining appropriate relations, under the direction of the Administration, with the chief officials of each of the States of Colorado and Kansas charged with the administration of water rights, and for maintaining appropriate relations with interested Federal agencies. The Operations Committee shall also be responsible, under directives and orders of the Administration, for supervision over the employees of the Administration engaged in the interstate administration of the waters of the Arkansas River pursuant to the Arkansas River Compact.

4. The Chairman of each Committee shall be designated by the Administration.

5. The Administration may, from time to time, create special committees composed of such members of the Administration and others as it may determine and assign to such committees such tasks as the Administration may designate.

6. Each committee shall make a report to the Administration at each annual and regular meeting and shall make such further reports as may be directed by the Administration. Unless otherwise authorized, all such reports shall be in writing and filed with the Secretary of the Administration.

ARTICLE VI

RULES AND REGULATIONS

1. The Administration shall adopt Rules and Regulations necessary for the administration of the Arkansas River Compact, consistent therewith and with these by-laws.

2. All proposals for Rules and Regulations, or for changes in them, shall be presented to the Administration in writing and shall not be acted on at the meeting when first presented, but shall go over for action at a designated subsequent meeting of the Administration.

3. Following the presentation to the Administration, public notice of all proposed Rules and Regulations and changes in Rules and Regulations shall be given by two publications, at least one week apart, in some newspaper of general circulation in the area of each State affected by the Arkansas River Compact. The representatives on the Administration from each State shall designate the newspaper in their State in which such publication shall be made. No Rule or Regulation and no change in any Rule or Regulation shall be effective until a date specifically stated in the published notice, which date shall be at least ten days after the last publication.

4. The provisions, contained in this Article, for Rules and Regulations and notice thereof shall not be effective in the case of any notice which is otherwise required under the Arkansas River Compact or in any case where, in the judgment of the Administration, effective administration and the public interest under the Arkansas River Compact, require more expeditious action.

5. It shall be the duty of the Secretary to see that the necessary notices are published as herein required.

6. It shall be the duty of the Secretary to compile the Rules and Regulations of the Administration and to prepare copies for distribution to the public under such terms and conditions as the Administration may prescribe.

ARTICLE VII

FISCAL

1. All funds of the Administration shall be received by the Treasurer and deposited by him to the credit of the Administration in a depository or depositories designated by the Administration.

2. Disbursement of such Administration funds shall be made by check signed by the Treasurer and countersigned by the Chairman or Vice-Chairman of the Administration.

3. In each even numbered year the Administration shall adopt and transmit to the Governor of each State its budget covering anticipated expenses for the forthcoming biennium and the amount thereof payable by each State.

4. The fiscal accounts of the Administration and its employees shall not be subject to the auditing and accounting procedures of either the States of Colorado or Kansas; provided, that each State shall have the right to make an examination and audit of the accounts of the Administration at any time.

5. All receipts and disbursements of the Administration shall be audited yearly by a certified public accountant to be selected by the Administration, and the report of audit shall be included in the annual report of the Administration.

6. The Treasurer shall prepare and keep an up-to-date inventory of all the property of the Administration.

7. The fiscal year of the Administration shall begin July 1 of each year and end June 30 of the next succeeding year.

ARTICLE VIII

ANNUAL REPORT

1. The report year referred to in this Article for the making of the annual report shall commence on November 1 and end on the succeeding October 31.

2. The Administration shall make and transmit on or before January first of each year to the Governors of the States of Colorado and Kansas and to the President of the United States a report covering its activities for the preceding report year. The annual report shall include, among other things, the following:

(a) The receipts and expenditures of all funds of the Administration and all pertinent financial data.

(b) All hydrologic data relating to the Arkansas River which the Administration deems pertinent.

(c) Statements as to cooperative studies of water supplies made during the preceding year, including cooperative studies and activities with any Federal agency.

(d) All findings of fact made by the Administration during the preceding year.

(e) Such other pertinent matters as the Administration may deem advisable.

ARTICLE IX

SEAL

1. The official seal of the Administration shall be circular in form with the words "Arkansas River Compact Administration" imprinted around the border and the word "Seal" in the center thereof.

2. The Secretary of the Administration shall have custody of the seal of the Administration.

ARTICLE X

MISCELLANEOUS

1. The Administration and its Secretary on request shall furnish to the Governor of each of the States of Colorado and Kansas any information within its possession at any time, and shall always provide free access by the public to its records. Except in the case of the Governor of each of the States of Colorado and Kansas, or interested Federal agencies, the cost of furnishing information shall be paid by the person seeking it at such rates as may be fixed by the Administration.

2. All contracts and other instruments in writing required to be signed for and on behalf of the Administration, except matters relating to the receipt and disbursement of funds, shall be signed by the Chairman or Vice-Chairman and Secretary. The seal of the Administration shall be affixed thereto.

ARTICLE XI

AMENDMENTS TO BY -LAWS

1. Amendments to the By-Laws may be made at any meeting of the Administration, provided notice of the proposed amendment shall have been given in the notice of the meeting. * * * * *

It was moved and seconded that W. E. Leavitt of Kansas be named as the vice chairman of the Arkansas River Compact Administration. Nominations were declared closed, and on vote the motion was unanimously carried and the Secretary instructed to cast the unanimous ballot for Mr. Leavitt.

It was decided that the Administration, at its annual meeting on December 13, will prepare an abbreviated annual report of the Administration, as required by the Arkansas River Compact and by the by-laws of the Administration, although the Administration has not functioned a full year.

Chairman Kramer announced that the meeting on December 13 would convene at 10 o'clock in the morning at the Prowers County Courthouse in Lamar.

Rep. Knapp presented the report of the Engineering Committee, announcing that copies of the report had been sent to M. C. Hinderlider, Colorado State Engineer, and Lt. Col. Joseph O. Killian, Albuquerque, N. M., U. S. Army Corps of Engineers. He said a reply had been received from Mr. Hinderlider concurring in the necessity of maintaining gaging stations on the Furgatoire and on the river at Lamar, but that Mr. Hinderlider did not see that his office was officially interested in gaging stations at the state line. Mr. Knapp said Colonel Killian had sent an approval of the committee proposals.

F. M. Bell supplemented the report by Rep. Knapp, discussing problems of communication to and from the gaging station sites.

Chairman Kramer suggested that the Administration go on record, approving the program of gaging stations outlined in the Bell report, and to make an official request to USGS for funds necessary to carry out the program.

It was moved and seconded that the report of the Engineering Committee (embodying the proposals of the Bell report, appearing in the September 12 minutes of the Administration) be approved, and that a resolution be adopted to request USGS to provide funds for the installation, operation and maintenance of the selected gaging stations. On vote, the motion was carried unanimously.

The resolution requesting USGS to provide necessary funds for the gaging station program is as follows:

WHEREAS the Arkansas River Compact between the States of Colorado and Kansas became effective on the 31st day of May 1949 and the Arkansas River Compact Administration, a body set up by the Compact, has organized to perform its administrative functions, and

WHEREAS the John Martin Dam and Reservoir project was constructed by the Corps of Army Engineers, is now in operation and will be maintained and operated by that agency; and

WHEREAS the administration of the Compact and the operation of John Martin Dam require the installation, maintenance and operation of certain gaging stations; and such stations will serve not only interstate purposes but also provide data essential to the satisfactory operation of John Martin Dam and Reservoir; and

WHEREAS pursuant to the terms of the Compact, the Administration has selected the following gaging stations for the purposes herein mentioned, namely:

Arkansas River at Las Animas, Colorado
Arkansas River at Caddoa, Colorado
Arkansas River at Holly, Colorado
Arkansas River at Coolidge, Kansas
Purgatoire River at Las Animas, Colorado
Holly Drain at Holly, Colorado
Frontier Ditch at Coolidge, Kansas

AND WHEREAS it is the desire of the Administration, as well as of the Corps of Army Engineers, that such stations be operated by a disinterested agency, using modern equipment and methods and capable of obtaining records of highest accuracy; and

WHEREAS the United States Geological Survey is recognized as the official Federal agency for collecting, publishing and disseminating streamflow records.

NOW THEREFORE BE IT RESOLVED, that the Director of the United States Geological Survey be requested to allot sufficient Federal funds for the fiscal year 1951, and from year to year thereafter, for the purpose of installing, maintaining and operating the above-mentioned gaging stations for the reasons hereinabove set out.

The Administration took up discussion of Rules and Regulations, which had been prepared in preliminary form by Rep. Stone of Colorado and offered to the meeting by the Operations Committee. Rep. Mendenhall submitted a statement for the record, reporting the progress of negotiations and contacts with M. C. Hinderlider, Colorado State Engineer. The progress statement was as follows:

"After the meeting of the administration on September the 12th the two members of the operation's committee, together with Clifford Stone, met with Colorado's State Engineer, M. C. Hinderlider, with the object in mind of simplifying, if possible, operating procedure and with the further objective of attempting to work out plans whereby an arrangement might be made in that the services of the Water Commissioner of Water District No. 67 might be made available to the administration. It was agreed that the question would be submitted to the Attorney General of Colorado and to the Civil Service Commission to ascertain the legality of such procedure. On September the 13th we were advised that M. C. Hinderlider rules that he had nothing to do with discharges from John Martin Reservoir. We immediately took the matter up with Colonel J. O. Killian, care of Corps of Army Engineers at Albuquerque, and made arrangements with him whereby request for releases be made by operation's committee direct to John Sharer in charge at the John Martin Reservoir dam. It was also arranged that those in charge at the dam would honor requests for cuts when made by the Water Commissioner of District No. 67 to conserve water in cases of storms, etc. When the Colorado State Engineer learned of this arrangement he called the Water Commissioner for District No. 67 into Denver on October the 21st and forbid him to have anything to do with orders for cuts. Since that time request for cuts have been handled in the same manner as request for releases. On November the 8th the Colorado Commissioners met with a representative of the Attorney General's office and as a result of that meeting we are hopeful that an arrangement can be worked out with the State Engineer's office whereby the services of the Water Commissioner of Colorado's District No. 67 may be made available to the administration.

"The water users in both Kansas and Colorado seem well pleased over the season's operations of the reservoir and the season closed at midnight, October the 31st, with 128,676 acre feet of water in storage."

John S. Sharer, John Martin Reservoir manager, reported 131,038 acre feet of water in storage in the reservoir as of Nov. 13, 1949.

The Administration completed a first reading and review of the proposed Rules and Regulations, making notations and suggestions for revision and improvement. At the suggestion of Chairman Kramer, no formal action on the Rules and Regulations was taken, but it was decided that a re-written draft incorporating the suggestions made at the meeting would be prepared, and copies submitted as early as possible to the State Engineer of Colorado and the Colorado Attorney General's office for their review, advice and comments, to facilitate a final draft.

On motion duly seconded, it was voted to authorize the Operations Committee to submit the draft copy of the proposed Rules and Regulations to the State Engineer and the Attorney General, and to hold such conferences as necessary with the two state officials prior to December 13 when the proposed Rules and Regulations will again be considered by the Administration.

Rep. Knapp reported that the Record of the Compact Commission, given to the State of Kansas to arrange for binding, had been assembled and was in the hands of the Kansas state printer for binding. He said the material included a table of contents prepared by Kansas.

Rep. Stone reported that his request to Washington for printed copies of the hearings on the Arkansas River Compact before the Interior and Insular Affairs Committee of the United States Senate had met quick response, and copies of the printed minutes of those hearings had been received for the Commission records.

The meeting adjourned at 6:15 o'clock.

Harry C. Nevius, Secretary

Ray E. Peterson, Recorder

(These minutes were approved by action of the Arkansas River Compact Administration on Tuesday, December 13, 1949).